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BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, April 7, 2015 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

JUL - 8 2015

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LONDON BREED, PRESIDENT

JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee
Supervisors Farrell, Tang, Mar, Yee, Wiener

Wednesday
1:00 PM

Budget and Finance Sub-Committee
Supervisors Farrell, Tang, Mar

Wednesday
10:00 AM

City and School District Select Committee
Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns

4th Thursday
3:30 PM

Government Audit and Oversight Committee
Supervisors Yee, Christensen, Breed

1st and 3rd Thursday
10:30 AM

Land Use and Transportation Committee
Supervisors Cohen, Wiener, Kim

Monday
1:30 PM

Public Safety and Neighborhood Services Committee
Supervisors Mar, Campos, Christensen

1st and 3rd Thursday
2:00 PM

Rules Committee
Supervisors Avalos, Tang, Cohen

2nd and 4th Thursday
11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:02 p.m. On the call of the roll, Supervisors Julie Christensen, Eric Mar, and Scott Wiener were not present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of March 3, 2015. There were no corrections.

Supervisor Kim, seconded by Supervisor Tang, moved to approve the Board Meeting Minutes of March 3, 2015. The motion carried by the following vote, following general public comment:

Ayes: 8 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Tang, Yee

Absent: 3 - Christensen, Mar, Wiener

*Supervisors Julie Christensen and Eric Mar were noted present at 2:04 p.m.
Supervisor Scott Wiener was noted present at 2:05 p.m.*

CONSENT AGENDA

Recommendations of the Rules Committee

150283 [Appointment, San Francisco Health Authority - Emily Webb]

Motion appointing Emily Webb, term ending January 15, 2018, to the San Francisco Health Authority. (Rules Committee)

Motion No. M15-060

APPROVED

150284 [Appointments, Sweatfree Procurement Advisory Group - Jason Oringer, Yuval Miller, and Julianne Fisher]

Motion appointing Jason Oringer, Yuval Miller, and Julianne Fisher, terms ending December 17, 2015, to the Sweatfree Procurement Advisory Group. (Rules Committee)

Motion No. M15-061

APPROVED

150285 [Appointments, Shelter Monitoring Committee - Mico Rolanda Williams, Darcel Jackson, and Anakh Sul Rama]

Motion appointing Mico Rolanda Williams, Darcel Jackson, and Anakh Sul Rama, terms ending November 23, 2016, to the Shelter Monitoring Committee. (Rules Committee)

Motion No. M15-062

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Sub-Committee

131122 [Administrative Code - Retiree Health Care Trust Fund]

Sponsor: Farrell

Ordinance amending the Administrative Code to identify members of the Retiree Health Care Trust Fund Board as City officers; provide the members with health insurance coverage through the San Francisco Health Service System; and exclude Retiree Health Care Trust Fund contracts from the Administrative Code, Section 21.02, definition of services.

Ordinance No. 046-15

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Government Audit and Oversight Committee**150118 [Police Code - Prohibiting Discrimination Against Lesbian, Gay, Bisexual, and Transgender Residents by Long-Term Care Facilities]****Sponsors: Wiener; Campos**

Ordinance amending the Police Code to prohibit discrimination against residents or patients at long-term care facilities in San Francisco on the basis of sexual orientation or gender identity; to provide aggrieved persons with the right to seek investigation and mediation by the Human Rights Commission, as well as a private right of action; and to impose treble damages on violators.

Ordinance No. 047-15**FINALLY PASSED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150119 [Transportation Code - Narration by Tour Bus Drivers]**Sponsors: Yee; Kim, Avalos, Cohen, Campos, Mar and Farrell**

Ordinance amending the Transportation Code to prohibit drivers of tour buses not regulated as passenger stage corporations or charter party carriers from narrating while driving; and affirming the Planning Department's determination under the California Environmental Quality Act.

Supervisor Farrell requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS**Recommendations of the Budget and Finance Sub-Committee****150219 [Appropriation and De-Appropriation - Renovation, Repair, and Construction of Parks and Open Spaces Projects - \$11,517,300 - FY2014-2015]****Sponsor: Mayor**

Ordinance appropriating and de-appropriating \$11,517,300 comprised of \$11,417,300 of bond proceed funded projects, and \$100,000 of general fund projects, for the renovation, repair, or construction of parks and open spaces in the Recreation and Park Department for FY2014-2015. (Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150049 [Memorandum of Agreement Modification - United States Department of the Interior, National Park Service - Not to Exceed \$34,073,384]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to negotiate and execute a modification to the Memorandum of Agreement with the United States Department of the Interior, National Park Service, Yosemite National Park, to provide additional funding in the amount of \$6,586,880 for a total revised agreement not to exceed amount of \$34,073,384 with an extension of one year, for a total duration of six years through July 1, 2016, pursuant to Charter, Section 9.118. (Public Utilities Commission)
(Fiscal Impact)

Resolution No. 111-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150204 [Funding Agreement - Bay Area Air Quality Management District - Electronic Bicycle Lockers Project - \$70,000]

Sponsors: Mar; Farrell

Resolution approving a Funding Agreement with the Bay Area Air Quality Management District for the San Francisco Municipal Transportation Agency's Electronic Bicycle Lockers Project, in an amount of \$70,000 for a term in excess of ten years to commence following Board approval, pursuant to Charter, Section 9.118(b).

Supervisor Farrell requested to be added as a co-sponsor.

Resolution No. 112-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150216 [Annual Fundraising Drive - 2015]

Resolution designating those agencies qualified to participate in the 2015 Annual Joint Fundraising Drive for officers and employees of the City and County of San Francisco. (City Administrator)

Resolution No. 113-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Land Use and Transportation Committee**150149 [Planning Code - Adopting Nexus Analysis for Certain Development Fees]**

Ordinance amending the Planning Code to adopt the San Francisco Citywide Nexus Analysis supporting existing development fees, including fees in the Downtown and other Area Plans, to cover impacts of residential and commercial development in the areas of recreation and open space; pedestrian and streetscape improvements; childcare facilities; and bicycle infrastructure; making findings related to all of the fees in Article IV generally and certain development fees supported by the Nexus Analysis specifically; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Rules Committee

150083 [Administrative Code - Family Violence Council]

Sponsors: Tang, Breed, Cohen, Mar, Kim and Farrell

Ordinance amending the Administrative Code to change the composition of the Family Violence Council; and establishing a sunset date for the Council, unless it is reauthorized by an Ordinance.

Supervisors Mar, Kim, and Farrell requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150259 [Appointment, Veterans Affairs Commission - Latonia Dixon]

Motion appointing Latonia Dixon, term ending January 31, 2019, to the Veterans Affairs Commission. (Rules Committee)

Motion No. M15-063

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150265 [Confirming Reappointment, Municipal Transportation Agency Board of Directors - Joél Ramos]

Sponsor: Mayor

Motion confirming the Mayor's reappointment of Joél Ramos to the Municipal Transportation Agency Board of Directors, term ending March 1, 2019.

(Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors after a public hearing.

Transmittal Date: March 13, 2015.)

Motion No. M15-064

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Mar Excused from Voting

Supervisor Kim, seconded by Supervisor Campos, moved that Supervisor Mar be excused from voting on File No. 150280. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee

Excused: 1 - Mar

150280 [Appointment, Local Agency Formation Commission - Supervisor Eric Mar]

Motion appointing Supervisor Eric Mar as a member, term ending February 4, 2018, to the Local Agency Formation Commission. (Clerk of the Board)

Motion No. M15-065

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee

Excused: 1 - Mar

Supervisor Kim Excused from Voting

Supervisor Campos, seconded by Supervisor Yee, moved that Supervisor Kim be excused from voting on File No. 150281. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee
Excused: 1 - Kim

150281 [Reappointment, Association of Bay Area Governments, Executive Board - Supervisor Jane Kim]

Motion reappointing Supervisor Jane Kim, term ending June 30, 2015, to the Association of Bay Area Governments, Executive Board. (Clerk of the Board)

Motion No. M15-066

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee
Excused: 1 - Kim

Supervisor Christensen Excused from Voting

Supervisor Tang, seconded by Supervisor Campos, moved that Supervisor Christensen be excused from voting on File No. 150282. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Christensen

150282 [Appointment, Association of Bay Area Governments, Executive Board - Supervisor Julie Christensen]

Motion appointing Supervisor Julie Christensen, term ending June 30, 2016, to the Association of Bay Area Governments, Executive Board. (Clerk of the Board)

Motion No. M15-067

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Christensen

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

There were no recognition of commendations.

SPECIAL ORDER 3:00 P.M.**Supervisor Wiener Excused from Voting**

Supervisor Christensen, seconded by Supervisor Tang, moved that Supervisor Wiener be excused from voting on File Nos. 150167, 150168, 150169, 150170. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Yee
Excused: 1 - Wiener

150167 [Public Hearing - Appeal of Categorical Exemption from Environmental Review - 53 States Street]

Hearing of persons interested in or objecting to the determination of categorical exemption from environmental review under the California Environmental Quality Act issued by the Planning Department on January 8, 2015, for the proposed project at 53 States Street. (District 8) (Appellant: Hector Martinez) (Filed February 9, 2015). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Hector Martinez (Appellant) provided an overview of the appeal and further requested the Board to approve the appeal. Henry Eisler; Chris Parks; Duke Dollin; Roxanne Alphas; spoke in support of the appeal. Jeanie Poling (Planning Department) and Sarah Jones, Environmental Review Officer, provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Brett Gladstone (Project Sponsor) provided an overview of the project and further requested the Board to uphold the decision of the Planning Department. Sonja Trauss; Laura Clerk; Male Speaker; Female Speaker; Marcy Berry; Martin Reed; Female Speaker; spoke in support of the project and in opposition to the appeal. Roxanne Alphas and Hector Martinez (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

150168 [Affirming the Categorical Exemption Determination - 53 States Street]

Motion affirming the determination by the Planning Department that a proposed project at 53 States Street is categorically exempt from environmental review. (Clerk of the Board)

Motion No. M15-068

Supervisor Tang, seconded by Supervisor Cohen, moved that this Motion be **APPROVED**. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Yee
Excused: 1 - Wiener

150169 [Reversing the Categorical Exemption Determination - 53 States Street]

Motion reversing the determination by the Planning Department that a proposed project at 53 States Street is categorically exempt from environmental review. (Clerk of the Board)

Supervisor Tang, seconded by Supervisor Cohen, moved that this Motion be **TABLED**. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Yee
Excused: 1 - Wiener

150170 [Preparation of Findings to Reverse the Categorical Exemption Determination - 53 States Street]

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that a proposed project at 53 States Street is categorically exempt from environmental review. (Clerk of the Board)

Supervisor Tang, seconded by Supervisor Cohen, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Yee
Excused: 1 - Wiener

SPECIAL ORDER 3:00 P.M.**150171 [Public Hearing - Appeal of Community Plan Exemption from Environmental Review - 340 Bryant Street]**

Hearing of persons interested in or objecting to the issuance of a Community Plan Exemption by the Planning Department on January 8, 2015, for the proposed project at 340 Bryant Street, exempting the project from further environmental review under the California Environmental Quality Act. (District 6) (Appellant: Sue Hestor on behalf of San Franciscans for Reasonable Growth) (Filed February 9, 2015). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Supervisor Kim provided some opening remarks. Sue Hestor and Bob Planthold (Appellant) provided an overview of the appeal and further requested the Board to approve the appeal. Charles Fratborn; Dorothy Dana; spoke in support of the appeal. Kansai Uchida, Elizabeth Watty, Devyani Jain (Planning Department), Sarah Jones, Environmental Review Officer, and Marlena Byrne, Deputy City Attorney, provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. John Kevlin (Project Sponsor) provided an overview of the project and further requested the Board to uphold the decision of the Planning Department. Jim Finley; Alice Rodgers; Charles Withers; spoke in support of the project and in opposition to the appeal. Sue Hestor (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

150172 [Affirming the Community Plan Exemption Determination - 340 Bryant Street]

Motion affirming the determination by the Planning Department that a proposed project at 340 Bryant Street is exempt from further environmental review under a Community Plan Exemption. (Clerk of the Board)

Motion No. M15-069

Supervisor Kim, seconded by Supervisor Farrell, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150173 [Reversing the Community Plan Exemption Determination - 340 Bryant Street]

Motion reversing the determination by the Planning Department that a proposed project at 340 Bryant Street is exempt from further environmental review under a Community Plan Exemption. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Farrell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150174 [Preparation of Findings to Reverse the Community Plan Exemption Determination - 340 Bryant Street]

Motion directing the Clerk of the Board to prepare findings reversing a Community Plan Exemption determination by the Planning Department that a proposed project at 340 Bryant Street is exempt from further environmental review. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Farrell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Andrew Yip; expressed various concerns.

Walter Paulson; shared in song certain concerns with the Board.

Male Speaker; expressed various concerns relating to the Sheriff's Department.

Vladimir; expressed various concerns relating to fascism.

Christopher Dahl; expressed various concerns relating to sea levels and polar ice melt.

John DiDonna; shared in poem certain concerns with the Board.

Tom Gilbert; expressed various concerns relating to values and perceptions.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE**150252 [Supporting California Senate Bill 203 (Monning) - Sugar-Sweetened Beverage Safety Warning Act]**

Sponsors: Mar; Cohen and Wiener

Resolution supporting the Sugar-Sweetened Beverage Safety Warning Act, also known as California Senate Bill 203, authored by Senator Bill Monning, to make California the first state to require health warning labels to be placed on sugary drinks, including sodas, sports drinks, and energy drinks.

Resolution No. 114-15

ADOPTED

150328 [Final Map 8325 - 480 Potrero Avenue]

Motion approving Final Map 8325, a 75 residential unit and one commercial unit, mixed-use Condominium Project, located at 480 Potrero Avenue, being a subdivision of Assessor's Block No. 3973, Lot No. 002C; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-070

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Wiener requested that File No. 150337 be severed so that it may be considered separately.

150337 [Denouncing Indiana State Senate Bill 101 (Kruse, Schneider, and Steele) - Discrimination Against Lesbian, Gay, Bisexual, and Transgender Community]
Sponsors: Wiener, Campos, Cohen, Farrell, Avalos, Kim, Christensen, Tang, Breed, Mar and Yee

Resolution denouncing Indiana State Senate Bill 101, co-authored by Senators Kruse, Schneider, and Steele, a law that permits discrimination against the lesbian, gay, bisexual, and transgender community under the guise of religious freedom.

Supervisor Wiener, seconded by Supervisor Campos, moved that this Resolution be CONTINUED to April 14, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

150347 [Appropriation and De-Appropriation - Surplus Expenditures of \$9,630,762 Supporting Increased Overtime Expenditures - FY2014-2015]

Sponsor: Mayor

Ordinance appropriating \$9,630,762 to overtime and de-appropriating \$9,630,762 from permanent salaries, fringe benefit expenses, and power for re-sale in the Sheriff's Department, Department of Emergency Management, Fire Department, Department of Public Health, and the Public Utilities Commission operating budgets in order to support the Departments projected increases in overtime as required per Ordinance No. 194-11 in FY2014-2015; this Ordinance requires a two-thirds vote of all members of the Board of Supervisors for approval of \$105,000 to the Public Utilities Commission of this request pursuant to Administrative Code, Section 3.15.
(Fiscal Impact)

04/07/15; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 5/7/2015.

150348 [Planning Code - Applying Inclusionary Housing Requirements to Group Housing]

Sponsors: Avalos; Kim

Ordinance amending the Planning Code to clarify that the Inclusionary Affordable Housing Program applies to housing projects, as defined, including group housing projects; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

04/07/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 5/7/2015.

150349 [Health Code - Extending the Food Security Task Force]

Sponsor: Mar

Ordinance amending the Health Code to extend the sunset date of the Food Security Task Force by three years.

04/07/15; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/7/2015.

150350 [Health Code - Mandatory Use of Alternate Water Supplies in New Construction]**Sponsors: Wiener; Breed, Avalos and Christensen**

Ordinance amending the Health Code, Article 12C, to require that new buildings of 250,000 square feet or more of floor area be constructed, operated, and maintained using available alternate water sources for toilet and urinal flushing and irrigation; that new buildings of 40,000 square feet or more of floor area prepare water budget calculations; and that subdivision approval requirements include compliance with the Health Code, Article 12C; and affirming the Planning Department's determination under the California Environmental Quality Act.

04/07/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 5/7/2015.

Resolutions**150351 [Civic Center Community Benefit District - Annual Reports for FYs 2011-2014]****Sponsors: Breed; Kim**

Resolution receiving and approving annual reports for the Civic Center Community Benefit District for FYs 2011-2014, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's Management Agreement with the City, Section 3.4.

04/07/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150352 [Top of Broadway Community Benefit District - Annual Report for FY2013-2014]**Sponsor: Christensen**

Resolution receiving and approving an annual report for the Top of Broadway Community Benefit District for FY2013-2014, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's Management Agreement with the City, Section 3.4.

04/07/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150353 [Accept In-Kind Gift - Vertiba, Inc. - Technical Assistance for District Attorney's Crime Strategies Unit - \$20,000]**Sponsor: Farrell**

Resolution retroactively authorizing the San Francisco Office of the District Attorney to accept an in-kind gift of technical assistance for its Crime Strategies Unit valued at \$20,000 from Vertiba, Inc.

04/07/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150354 [Cost-Sharing Agreement - Pacific Gas and Electric Company - Dredging and Harbor Reconstruction - Gas House Cove - Not to Exceed \$10,000,000]**Sponsor: Farrell**

Resolution retroactively approving a cost-sharing agreement not to exceed \$10,000,000 between the City and County of San Francisco and the Pacific Gas and Electric Company for environmental analysis, planning, design, and permitting for dredging and harbor reconstruction in Gas House Cove for the term of October 14, 2014, through October 14, 2024.

04/07/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150355 [Equal Pay Day - April 14, 2015]

Sponsors: Breed; Christensen, Cohen, Tang, Campos, Kim, Farrell and Yee

Resolution declaring April 14, 2015, as Equal Pay Day in the City and County of San Francisco; commending American Association of University Women for its leadership in advancing public awareness about Equal Pay Day; and encouraging action to close the gender pay gap.

04/07/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearing**150356 [Hearing - Senior Isolation and Mental Health Services]**

Sponsors: Mar; Farrell and Yee

Hearing to address programs concerning senior isolation and adequate mental health services for San Francisco's senior population; and requesting the Department of Public Health, the Department of Aging and Adult Services, the Human Services Agency, and other related departments to report.

04/07/15; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES**150329 [Settlement of Lawsuits - Pacific Gas and Electric Company - City to Pay \$1,563,963.29 and City to Receive \$1,563,963.29]**

Ordinance authorizing settlement of two lawsuits: the first lawsuit entitled Pacific Gas and Electric Co. v. City and County of San Francisco was filed by the Pacific Gas and Electric Company (PG&E) on December 14, 2007, in San Francisco Superior Court, Case No. CGC-07-470086; that settlement requires the City to pay PG&E \$1,563,963.29 and allows the City to continue providing electric service to the Ferry Building; the second lawsuit entitled City and County of San Francisco v. Pacific Gas and Electric Co. was filed by the City on March 6, 2013, in San Francisco Superior Court, Case No. CGC-13-529309; that settlement requires PG&E to pay the City \$1,563,963.29 and to provide the City with certain information necessary to prevent any future underpayments of franchise fees. (City Attorney)

03/30/15; RECEIVED FROM DEPARTMENT.

04/07/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150330 [Settlement of Lawsuit - FlightCar Incorporated - City to Receive \$230,000]

Ordinance authorizing settlement of lawsuit filed by the City Attorney on behalf of People of the State of California against FlightCar Incorporated and the Cross-Complaint filed by FlightCar Incorporated against the City and County of San Francisco; for the payment of \$230,000 by FlightCar Incorporated to the City; the underlying lawsuit was filed on May 31, 2013, in San Francisco Superior Court, Case No. CGC-13-531807, entitled People of the State of California v. FlightCar, Inc. and later changed venue to Santa Clara County Superior Court, Case No. 1-13-CV-251634; FlightCar Incorporated's Cross-Complaint, entitled FlightCar Incorporated v. City and County of San Francisco, with the same case number, was filed on February 4, 2014. (City Attorney)

03/30/15; RECEIVED FROM DEPARTMENT.

04/07/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTION

150331 [Teatro ZinZanni Hotel/Theater/Park Project - Sole Source Negotiations]

Resolution exempting from the competitive bidding policy set forth in Administrative Code, Section 2.6-1, the potential real estate transaction involving Port property at Seawall Lots 324 and 323 on the west side of The Embarcadero at Vallejo Street with Teatro ZinZanni, and financial partner Kenwood Investments No. 6, LLC, operating together as TZK Broadway, LLC (TZK), for development of a dinner theater and maximum 200-room, 40-foot boutique hotel and an approximately 7,500 square foot privately financed public park and ancillary uses; urging the Port, Teatro ZinZanni, and TZK to engage in outreach to affected and interested neighbors, community members and other stakeholders to ensure that the proposed project is designed with public input; and urging the Port Director, with the assistance of Port staff, the City Attorney's Office, and other City officials to take all actions needed to negotiate an exclusive negotiating agreement and a term sheet with Teatro ZinZanni and TZK on a sole source basis, consistent with this Resolution. (Port) (Supervisor Kim dissented in committee.)

03/30/15; RECEIVED FROM DEPARTMENT.

04/07/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

Requests Granted

From: Supervisor Avalos

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft revenue measures for the November 2015 ballot:

- *A \$500 million general obligation bond for affordable housing*
- *An increase to the utility users tax for commercial customers with an exception for 100% greenhouse gas emission free electricity*
- *A parcel tax on commercial properties*

From: Supervisor Avalos

To: Controller

Requesting/Inquiring: Requesting the Controller to draft revenue measures for the November 2015 ballot:

- *A \$500 million general obligation bond for affordable housing*
- *An increase to the utility users tax for commercial customers with an exception for 100% greenhouse gas emission free electricity*
- *A parcel tax on commercial properties*

In Memoriams

Laura Mattos - Supervisor Christensen

Melvin Patterson - Supervisor Christensen

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:28 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on May 12, 2015.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, April 14, 2015 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

JUL - 8 2015

SAN FRANCISCO
PUBLIC LIBRARY

LONDON BREED, PRESIDENT

JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee

Supervisors Farrell, Tang, Mar, Yee, Wiener

Wednesday
1:00 PM

Budget and Finance Sub-Committee

Supervisors Farrell, Tang, Mar

Wednesday
10:00 AM

City and School District Select Committee

Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns

4th Thursday
3:30 PM

Government Audit and Oversight Committee

Supervisors Yee, Christensen, Breed

1st and 3rd Thursday
10:30 AM

Land Use and Transportation Committee

Supervisors Cohen, Wiener, Kim

Monday
1:30 PM

Public Safety and Neighborhood Services Committee

Supervisors Mar, Campos, Christensen

1st and 3rd Thursday
2:00 PM

Rules Committee

Supervisors Avalos, Tang, Cohen

2nd and 4th Thursday
11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:02 p.m. On the call of the roll, all Supervisors were noted present. There was a quorum.

Following the Pledge of Allegiance, President Breed recessed the meeting at 2:04 p.m., due to a public demonstration. President Breed adjourned the meeting at 2:13 p.m. until further notice, due to the continuation of the public demonstration. President Breed reconvened the meeting at 2:41 p.m.

AGENDA CHANGES

There were no agenda changes.

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of March 10, 2015. There were no corrections.

Supervisor Tang, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of March 10, 2015. The motion carried by the following vote, following general public comment:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

CONSENT AGENDA

Recommendation of the Budget and Finance Sub-Committee

150219 [Appropriation and De-Appropriation - Renovation, Repair, and Construction of Parks and Open Spaces Projects - \$11,517,300 - FY2014-2015]

Sponsor: Mayor

Ordinance appropriating and de-appropriating \$11,517,300 comprised of \$11,417,300 of bond proceed funded projects, and \$100,000 of general fund projects, for the renovation, repair, or construction of parks and open spaces in the Recreation and Park Department for FY2014-2015. (Fiscal Impact)

Ordinance No. 051-15

FINALLY PASSED

Recommendation of the Government Audit and Oversight Committee**150119 [Transportation Code - Narration by Tour Bus Drivers]****Sponsors: Yee; Kim, Avalos, Cohen, Campos, Mar and Farrell**

Ordinance amending the Transportation Code to prohibit drivers of tour buses not regulated as passenger stage corporations or charter party carriers from narrating while driving; and affirming the Planning Department's determination under the California Environmental Quality Act.

Ordinance No. 049-15**FINALLY PASSED****Recommendation of the Land Use and Transportation Committee****150149 [Planning Code - Adopting Nexus Analysis for Certain Development Fees]**

Ordinance amending the Planning Code to adopt the San Francisco Citywide Nexus Analysis supporting existing development fees, including fees in the Downtown and other Area Plans, to cover impacts of residential and commercial development in the areas of recreation and open space; pedestrian and streetscape improvements; childcare facilities; and bicycle infrastructure; making findings related to all of the fees in Article IV generally and certain development fees supported by the Nexus Analysis specifically; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

Ordinance No. 050-15**FINALLY PASSED****Recommendation of the Rules Committee****150083 [Administrative Code - Family Violence Council]****Sponsors: Tang; Breed, Cohen, Mar, Kim and Farrell**

Ordinance amending the Administrative Code to change the composition of the Family Violence Council; and establishing a sunset date for the Council, unless it is reauthorized by an Ordinance.

Ordinance No. 048-15**FINALLY PASSED**

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Sub-Committee

150248 [Contract - Cypress Security - Armed and Unarmed Security Services - \$38,314,208.17]

Resolution approving the contract with Cypress Security to provide Armed and Unarmed Security Services in the amount of \$38,314,208.17 for an initial term of three years to commence following Board approval, with an additional three-year option to extend. (Municipal Transportation Agency) (Fiscal Impact)

Privilege of the floor was granted to Andrew Shen, Deputy City Attorney, and Ashish Patel (Municipal Transportation Agency) who responded to questions raised throughout the discussion.

Supervisor Avalos announced he wanted to be removed as the primary sponsor. With no additional sponsors for this matter, by default the Municipal Transportation Agency has been assigned as the requestor.

Supervisor Kim, seconded by Supervisor Cohen, moved to continue this matter to April 21, 2015. Supervisor Kim withdrew her motion.

Supervisor Wiener, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to April 21, 2015. The motion carried by the following vote:

Ayes: 8 - Breed, Campos, Christensen, Farrell, Mar, Tang, Wiener, Yee

Noes: 3 - Avalos, Cohen, Kim

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

150086 [Accept and Expend Grant - Exhaust Extractor Systems - \$1,485,014]

Sponsor: Breed

Resolution retroactively authorizing the Fire Department to accept and expend a grant in the amount of \$1,485,014 from the Federal Emergency Management Agency to upgrade its Exhaust Extractor Systems in various fire stations for the period of September 21, 2014, through September 20, 2015.

Resolution No. 118-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150105 [Affirming Categorical Exemption - San Francisco International Airport - Plot 700 Development Project]

Resolution affirming categorical exemption under the California Environmental Quality Act for the San Francisco International Airport Plot 700 Development Project. (Airport Commission)

Resolution No. 119-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150176 [Real Property Lease - Celestina and Alan Salvador Jimenez, Co-Trustees - 100 Blanken Avenue - Monthly Base Rent of \$7,800]

Resolution authorizing the lease of approximately 3,000 square feet at 100 Blanken Avenue with Celestina and Alan Salvador Jimenez, Co-Trustees of the Trust of Salvador Jimenez and Celestina Jimenez, Surviving Spouses Trust, for a portion of the ground floor, for a five-year term commencing upon approval by the Board of Supervisors and Mayor, in their sole and respective discretion, with one five-year option to extend, at the monthly Base Rent of \$7,800 for the remainder of FY2014-2015 of \$39,000. (Real Estate Department)

Resolution No. 120-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150213 [International Terminal Equipment Maintenance and Operating Agreement Modification - San Francisco Terminal Equipment Company, LLC - Not to Exceed \$21,000,000]

Resolution approving Modification No. 1 to International Terminal Equipment Maintenance and Operating Agreement between San Francisco Terminal Equipment Company, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, to increase vendor services funding by \$3,000,000 to support the Patron and Document Verification Services, for a new total not-to-exceed amount of \$21,000,000 for the Agreement, term expiring June 30, 2021. (Airport Commission)
(Fiscal Impact)

Resolution No. 121-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150297 [Multifamily Housing Revenue Bonds - 462 Duboce Avenue - Not to Exceed \$21,000,000]**Sponsors: Mayor; Wiener**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$21,000,000 for 462 Duboce Avenue; authorizing and directing the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to the CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, solely for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$21,000,000; and authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein.

Resolution No. 122-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150298 [Multifamily Housing Revenue Bonds - 25 Sanchez Street - Not to Exceed \$33,000,000]**Sponsors: Mayor; Wiener**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$33,000,000 for 25 Sanchez Street; authorizing and directing the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to the CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, solely for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$33,000,000; and authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein.

Resolution No. 123-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150299 [Multifamily Housing Revenue Bonds - 1150 Scott Street - Not to Exceed \$60,000,000]**Sponsors: Mayor; Breed**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$60,000,000 for the project known as Robert B. Pitts located at 1150 Scott Street; authorizing and directing the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to the CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, solely for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$60,000,000; and authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein.

Resolution No. 124-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150300 [Multifamily Housing Revenue Bonds - 939-951 Eddy Street - Not to Exceed \$20,000,000]**Sponsors: Mayor; Breed**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$20,000,000 for 939-951 Eddy Street; authorizing and directing the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to the CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, solely for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$20,000,000; and authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein.

Resolution No. 125-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150301 [Multifamily Housing Revenue Bonds - 1880 Pine Street - Not to Exceed \$29,000,000]**Sponsors: Mayor; Farrell**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$29,000,000 for 1880 Pine Street; authorizing and directing the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to the CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, solely for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$29,000,000; and authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein.

Resolution No. 126-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150302 [Multifamily Housing Revenue Bonds - 100 Appleton Street - Not to Exceed \$55,000,000]**Sponsors: Mayor; Campos**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$55,000,000 for the project known as Holly Courts located at 100 Appleton Street; authorizing and directing the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to the CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, solely for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$55,000,000; and authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein.

Resolution No. 127-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150303 [Multifamily Housing Revenue Bonds - 255 Woodside Avenue - Not to Exceed \$37,000,000]**Sponsors: Mayor; Yee**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$37,000,000 for 255 Woodside Avenue; authorizing and directing the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to the CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, solely for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$37,000,000; and authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein.

Resolution No. 128-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150304 [Multifamily Housing Revenue Bonds - 990 Pacific Avenue - Not to Exceed \$53,000,000]**Sponsors: Mayor; Christensen**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$53,000,000 for 990 Pacific Avenue; authorizing and directing the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to the CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, solely for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$53,000,000; and authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein.

Resolution No. 129-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150305 [Multifamily Housing Revenue Bonds - 227 Bay Street - Not to Exceed \$21,000,000]**Sponsors: Mayor; Christensen**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$21,000,000 for 227 Bay Street; authorizing and directing the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to the CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, solely for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$21,000,000; and authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein.

Resolution No. 130-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150306 [Multifamily Housing Revenue Bonds - 1068 Oakdale Street/798 Jerrold Avenue - Not to Exceed \$108,000,000]**Sponsors: Mayor; Cohen**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$108,000,000 for the project known as Hunters Point East West located at 1068 Oakdale/798 Jerrold Avenue; authorizing and directing the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to the CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, solely for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$108,000,000; and authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein.

Resolution No. 131-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150307 [Multifamily Housing Revenue Bonds - 345 Arguello Boulevard - Not to Exceed \$23,000,000]**Sponsors: Mayor; Mar**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$23,000,000 for 345 Arguello Boulevard; authorizing and directing the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to the CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, solely for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$23,000,000; and authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein.

Resolution No. 132-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150308 [Multifamily Housing Revenue Bonds - 491-31st Avenue - Not to Exceed \$20,000,000]**Sponsors: Mayor; Mar**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$20,000,000 for 491-31st Avenue; authorizing and directing the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to the CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, solely for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$20,000,000; and authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein.

Resolution No. 133-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150309 [Multifamily Housing Revenue Bonds - 666 Ellis Street - Not to Exceed \$32,000,000]**Sponsors: Mayor; Kim**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$32,000,000 for 666 Ellis Street; authorizing and directing the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to the CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, solely for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$32,000,000; and authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein.

Resolution No. 134-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150310 [Multifamily Housing Revenue Bonds - 430 Turk Street - Not to Exceed \$32,000,000]**Sponsors: Mayor; Kim**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$32,000,000 for 430 Turk Street; authorizing and directing the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to the CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, solely for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$32,000,000; and authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein.

Resolution No. 135-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

141266 [Planning Code - Off-Street Parking Exceptions]

Sponsor: Breed

Ordinance amending the Planning Code to permit certain exceptions from off-street parking and loading requirements for lots that front on a curbside transit lane or bikeway, for lots in Residential Mixed Districts, and in order to bring buildings into greater conformity with yard, setback, and other building requirements; to include parking in excess of what is principally permitted and located above ground in the floor-area ratio calculation with an exception for pipeline projects in the Van Ness Special Use District; modifying other floor-area ratio provisions; affirming the Planning Department's California Environmental Quality Act determination; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150029 [Planning Code - City Housing Balance Monitoring and Reporting]

Sponsor: Kim

Ordinance amending the Planning Code to require the Planning Department to monitor the balance between new market rate housing and new affordable housing, and publish a bi-annual Housing Balance Report; requiring an annual hearing at the Board of Supervisors on strategies for achieving and maintaining the required housing balance in accordance with San Francisco's housing production goals; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Cohen moved to amend by adding an additional finding. The motion failed due to a lack of a second.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150150 [Building Code - Permit Fee Calculation]

Ordinance amending the Building Code to clarify that the Department of Building Inspection may use multiple data sources to determine annual adjustments to the construction cost schedule for permit issuance fees; and affirming the Planning Department's determination under the California Environmental Quality Act. (Building Inspection Commission)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Public Safety and Neighborhood Services Committee

150191 [Health Code - Wild or Exotic Animals for Public Entertainment or Amusement]

Sponsors: Tang; Wiener, Yee and Farrell

Ordinance amending the Health Code to prohibit the performance of wild or exotic animals for public entertainment or amusement.

Supervisor Farrell requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Mar, seconded by Supervisor Campos, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guest. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to Kayleigh Hillcoat of the Department of Emergency Management in recognition of her receiving the Dispatcher of the Year Award and continued community support.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Ray Hartz (San Francisco Open Government); expressed concerns relating to open government, immediate disclosure requests, and observations during general public comment. (See additional information submitted on Page 255.)

Peter Warfield; expressed concerns relating to general public comment, the SF Public Library, and BiblioCommons.

Christopher Dahl; expressed concerns relating to sea level and carbon dioxide.

Vladimir; expressed concerns relating to fascism.

Paulette Brown; expressed concerns relating to human services and solving child homicides and violence in the community.

Sala Chandler; expressed concerns relating to human services and solving child homicides and violence in the community.

Francisco Da Costa, expressed various concerns.

Male Speaker; expressed various religious concerns.

Andrew Yip; expressed various concerns.

Roberta Guise (University of Women); spoke regarding and in support for proposed legislation on equal pay.

Female Speaker; spoke regarding and expressed concerns relating to #BlackLivesMatter.

Female Speaker; spoke regarding and expressed concerns relating to #BlackLivesMatter.

Female Speaker; spoke regarding and expressed concerns relating to #BlackLivesMatter.

Tee Tagor; expressed concerns relating to due process, animal rescue, and service animals.

DeMareon Gipson; spoke regarding and expressed concerns relating to #BlackLivesMatter.

Austin Jones; spoke regarding and expressed concerns relating to #BlackLivesMatter.

Male Speaker; spoke regarding and expressed concerns relating to #BlackLivesMatter and access to City Hall for the disabled.

Male Speaker; spoke regarding and expressed concerns relating to #BlackLivesMatter.

Male Speaker; spoke regarding and expressed concerns relating to #BlackLivesMatter.

Gillian; spoke regarding and expressed concerns relating to #BlackLivesMatter.

Brent Lett; spoke regarding and expressed concerns relating to #BlackLivesMatter, access to City Hall for the disabled, and the Municipal Transportation Agency.

John Schwartz; expressed concerns relating to housing and construction.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Wiener requested that File No. 150337 be severed so that it may be considered separately.

150337 [Denouncing Indiana State Senate Bill 101 (Kruse, Schneider, and Steele) - Discrimination Against Lesbian, Gay, Bisexual, and Transgender Community]
Sponsors: Wiener, Campos, Cohen, Farrell, Avalos, Kim, Christensen, Tang, Breed, Mar and Yee

Resolution denouncing Indiana State Senate Bill 101, co-authored by Senators Kruse, Schneider, and Steele, a law that permits discrimination against the lesbian, gay, bisexual, and transgender community under the guise of religious freedom.

Supervisor Wiener, seconded by Supervisor Campos, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Resolution No. 116-15

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Breed requested that File No. 150355 be severed so that it may be considered separately.

150355 [Equal Pay Day - April 14, 2015]

Sponsors: Breed; Christensen, Cohen, Tang, Campos, Kim, Farrell and Yee
Resolution declaring April 14, 2015, as Equal Pay Day in the City and County of San Francisco; commending American Association of University Women for its leadership in advancing public awareness about Equal Pay Day; and encouraging action to close the gender pay gap.

Supervisors Farrell and Yee requested to be added as co-sponsors.

Resolution No. 117-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

141298 [Various Codes - Noise Regulations Relating to Residential Uses Near Places of Entertainment]

Sponsors: Breed; Wiener, Cohen, Kim, Christensen and Farrell

Ordinance amending the Building, Administrative, Planning, and Police Codes to require attenuation of exterior noise for new residential structures and acoustical analysis and field testing in some circumstances; to provide that a Place of Entertainment (POE) not become a public or private nuisance on the basis of noise for nearby residents of residential structures constructed or converted on or after January 1, 2005; to authorize the Entertainment Commission to hold a hearing on a proposed residential use near a POE, and require the project sponsor's participation in the hearing; to authorize the Entertainment Commission to measure noise conditions at such project sites and provide comments and recommendations regarding noise to the Planning Department and Department of Building Inspection; to require lessors and sellers of residential property to disclose to lessees and purchasers potential noise and other inconveniences associated with nearby POEs; to require that such disclosure requirements be recorded against all newly approved residential projects in a Notice of Special Restrictions; to require the Planning Department and Commission to consider noise issues when reviewing proposed residential projects; and to specify factors concerning noise for the Entertainment Commission to review when considering granting a POE permit; making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of local conditions under California Health and Safety Code, Section 17958.7; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the State Building Standards Commission upon final passage.

12/16/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 1/15/2015.

01/05/15; TRANSFERRED to Government Audit and Oversight Committee.

01/13/15; REFERRED TO DEPARTMENT.

02/25/15; RESPONSE RECEIVED.

03/24/15; TRANSFERRED to Land Use and Transportation Committee.

03/24/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

03/25/15; RESPONSE RECEIVED.

03/25/15; RESPONSE RECEIVED.

04/10/15; REFERRED TO DEPARTMENT.

04/14/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

150295 [Administrative Code - Short-Term Residential Rentals]**Sponsors: Campos; Mar and Avalos**

Ordinance amending the Administrative Code to revise the Residential Unit Conversion Ordinance to: limit short-term rental of a Residential Unit to no more than 60 days per calendar year; require Hosting Platforms to verify that a Residential Unit is on the City Registry prior to listing, remove a listing once a Residential Unit has been rented for Tourist or Transient Use for more than 60 days in a calendar year, and provide certain usage data to the Planning Department; prohibit short-term rental of certain "in-law" units; revise the definition of Interested Parties who may enforce the provision of Chapter 41A through a private right of action to include Permanent Residents residing within 100 feet; amend the private right of action provisions to allow for a private right of action against Hosting Platforms and create an additional private right of action against Owners, Business Entities, and Hosting Platforms under certain circumstances; provide for criminal penalties against Hosting Platforms in violation of this Chapter 41A; and affirming the Planning Department's determination under the California Environmental Quality Act.

03/24/15; ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Land Use and Transportation Committee.

04/14/15; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

150362 [Amending Ordinance No. 107-14 - Wastewater Revenue Bond Issuance and Sale - Public Utilities Commission - Not to Exceed \$819,035,941]**Sponsors: Mayor, Tang and Farrell**

Ordinance amending Ordinance No. 107-14, to include, in addition to revenue bonds, the execution and delivery of State of California State Water Resources Control Board Installment Sales Agreements for State Revolving Loans by the San Francisco Public Utilities Commission in an aggregate principal amount not to exceed an amount previously authorized of \$819,035,941 to finance the costs of various projects benefitting the Wastewater Enterprise pursuant to the Charter, including Proposition E, an amendment to the Charter enacted by the voters on November 5, 2002; and ratifying previous actions taken in connection therewith.

04/14/15; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 5/14/2015.

150363 [Administrative Code - Short-Term Residential Rentals]**Sponsors: Mayor; Farrell**

Ordinance amending the Administrative Code to revise the Residential Unit Conversion Ordinance to: limit short-term rental of a Residential Unit to no more than 120 days per calendar year; revise the definition of Interested Parties who may enforce the provisions of Chapter 41A, through a private right of action to include Permanent Residents residing within 100 feet of the Residential Unit; create an additional private right of action under certain circumstances; create an Office of Short-Term Residential Rental Administration and Enforcement staffed by the Planning Department, Department of Building Inspection, and Tax Collector's Office; and affirming the Planning Department's determination under the California Environmental Quality Act. (Economic Impact; Office of Economic Analysis Report.)

04/14/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 5/14/2015.

150365 [Planning, Administrative Codes - Construction of Accessory Dwelling Units]**Sponsor: Wiener**

Ordinance amending the Planning Code to allow construction of Accessory Dwelling Units (also known as Secondary or In-Law Units) in the 24th Street - Noe Valley Neighborhood Commercial District or within 1,750 feet of its boundaries, and on lots in the Glen Park Neighborhood Commercial Transit District and lots zoned NC-S (Neighborhood Commercial Shopping Center District) within Board of Supervisors District 8; amending the Administrative Code to provide that an Accessory Dwelling Unit constructed with a waiver of Code requirements is subject to the San Francisco Rent Ordinance if the existing building or any existing dwelling unit is already subject to the Rent Ordinance; making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing the Clerk of the Board to send a copy of this Ordinance to the California Department of Housing and Community Development.

04/14/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 5/14/2015.

Resolutions**150366 [Apply for, Accept, and Expend Grant - Community Development Block Grant Program - \$19,605,891 - FY2015-2016]****Sponsor: Mayor**

Resolution approving the FY2015-2016 Community Development Block Grant (CDBG) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2015-2016 CDBG Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$16,489,944 and to expend program income and reprogrammed funds in the amount of \$3,115,947 for a combined total amount of \$19,605,891 over the period beginning July 1, 2015, through the date when all funds are expended.

04/14/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150367 [Apply for, Accept, and Expend Grant - Housing Opportunities for Persons with AIDS Program - \$7,562,162 - FY2015-2016]**Sponsor: Mayor**

Resolution approving the FY2015-2016 Housing Opportunities for Persons with AIDS (HOPWA) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2015-2016 HOPWA Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$7,461,390 and to expend program income and reprogrammed funds in the amount of \$100,772 for a combined total of \$7,562,162 for the period of July 1, 2015, through June 30, 2020.

04/14/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150368 [Apply for, Accept, and Expend Grant - HOME Program - \$5,806,358 - FY2015-2016]**Sponsor: Mayor**

Resolution approving the FY2015-2016 HOME Investment Partnership (HOME) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2015-2016 HOME Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$3,931,015 and to expend program income in the amount of \$1,875,343 for a combined total of \$5,806,358 for the term of July 1, 2015, through June 30, 2020.

04/14/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150369 [Apply for, Accept, and Expend Grant - Emergency Solutions Grants Program - \$1,482,125 - FY2015-2016]**Sponsor: Mayor**

Resolution approving the FY2015-2016 Emergency Solutions Grants (ESG) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2015-2016 ESG Program entitlement from the U.S. Department of Housing and Urban Development, in the amount of \$1,482,125 for an unspecified period starting July 1, 2015.

04/14/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150370 [Accept and Expend Grant - California HCD Local Housing Trust Fund Grant - \$2,000,000]**Sponsor: Breed**

Resolution authorizing the Mayor's Office of Housing and Community Development to accept and expend a grant in the amount of \$2,000,000 from the California Department of Housing and Community Development Local Housing Trust Fund Program.
(Fiscal Impact.)

04/14/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150371 [California Enterprise Development Authority Revenue Obligations Issuance - The Urban School of San Francisco - Not to Exceed \$25,000,000]**Sponsor: Breed**

Resolution approving, for purposes of Internal Revenue Code, Section 147(f), the Issuance and Sale of Revenue Obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$25,000,000 to finance or refinance the acquisition, construction, installation, rehabilitation, equipping, and/or furnishing of K-12 educational facilities to be owned and operated by, or leased and operated by, The Urban School of San Francisco, a California non-profit public benefit corporation.

04/14/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150372 [Accept and Expend Gift - Friends of the San Francisco Public Library - The Mix at SFPL - Up to \$480,000]**Sponsors: Christensen; Mar and Farrell**

Resolution authorizing the Public Library to accept and expend a gift in the amount of up to \$480,000 of in-kind gifts and cash monies from the Friends of the San Francisco Public Library for direct support for The Mix at SFPL, the new Teen Digital Media Center.

04/14/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150373 [Lease Agreement - Glenridge Nursery School - Silver Tree Building - Initial Annual Base Rent of \$26,380.91 and Rent Credits of Up to \$25,000]**Sponsor: Wiener**

Resolution authorizing the General Manager of the Recreation and Park Department to execute a fifteen year lease with Glenridge Nursery School for the Silver Tree Building in Glen Canyon Park for an initial annual base rent of \$32,652 and rent credits of up to \$25,000 following completion of roof replacement for the term of June 6, 2015, through June 5, 2030.

04/14/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150374 [Margie Stokes Day - May 2, 2015]**Sponsor: Avalos**

Resolution commending Margie Stokes on the occasion of her 81st birthday for her leadership, commitment, and uncompromising dedication to San Francisco's children, families, and child care providers; and declaring May 2, 2015, Margie Stokes Day in the City and County of San Francisco.

04/14/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

150375 [Opposing Fast Tracking of the Trans-Pacific Partnership (TPP), Expressing Concerns about Elements of the TPP, and Supporting Fair Trade Practices that Protect Jobs, Workers, the Environment, Public Health, and the Free and Open Internet]**Sponsors: Avalos; Campos and Mar**

Resolution urging San Francisco's representatives in Congress to oppose Trade Promotion Authority ("Fast Track Authority") for the proposed Trans-Pacific Partnership Agreement (TPP); expressing concerns about draft elements of the TPP; and supporting fair trade practices and agreements that protect jobs, workers, the environment, and the free and open Internet to improve the quality of life in all signatory countries, maintain the integrity and sovereignty of our judicial system, promote free speech, privacy rights, and protection of whistleblowers, and to prevent multinational corporations from being granted excessive power to undermine national and local governmental authority to create reasonable rules and regulations.

04/14/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

150376 [The Junior League of San Francisco, Inc., Women at the Center Honors Day - May 4, 2015]**Sponsor: Farrell**

Resolution declaring May 4, 2015, as The Junior League of San Francisco, Inc., Women at the Center Honors Day in the City and County of San Francisco.

04/14/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

150377 [Supporting Assembly Bills 404 (Chiu), 1385 and 1397 (Ting) - Community Colleges and Accreditation]**Sponsors: Mar; Yee, Campos, Farrell and Cohen**

Resolution supporting Assembly Bill 404, authored by Assembly Member David Chiu, and Assembly Bills 1385 and 1397, authored by Assembly Member Phil Ting, to reform rules and procedures in California's community college accreditation process.

04/14/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

150378 [Supporting Senate Bill 716 (Lara) - Prohibiting Abusive Behavior Towards the Elephant]**Sponsors: Tang; Wiener**

Resolution supporting California Senate Bill 716, authored by State Senator Lara, which prohibits the discipline, management, or training of the elephant by specific methods, including the use of a bullhook, ankus, guide, or pitchfork in California.

04/14/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

150379 [Approving the Nomination of the California Coastal Trail as a Priority Conservation Area]**Sponsors: Tang; Mar**

Resolution authorizing the nomination of the California Coastal Trail as a Priority Conservation Area by the Association of Bay Area Governments.

04/14/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

150380 [Armenian Genocide Commemoration Day - April 24, 2015]**Sponsors: Wiener; Yee and Farrell**

Resolution declaring April 24, 2015, as Armenian Genocide Centennial Commemoration Day in the City and County of San Francisco.

04/14/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing**150381 [Hearing - Staffing Levels at San Francisco General Hospital and the Community Clinic System]****Sponsor: Avalos**

Hearing to assess staffing levels and systems at San Francisco General Hospital and the community clinics in relationship to the Affordable Care Act and the opening of San Francisco General; and requesting the Department of Public Health and San Francisco General Hospital to report.

04/14/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150382 [Hearing - Youth Commission's Budget Priorities - FYs 2015-2016 and 2016-2017]**Sponsor: Farrell**

Hearing on the Youth Commission's budget priorities for FYs 2015-2016 and 2016-2017; and requesting the Youth Commission to report.

04/14/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150383 [Hearing - Jail Rebuild]**Sponsors: Kim; Breed**

Hearing on the jail rebuild as part of the City and County of San Francisco's ten year capital plan; and requesting the Sheriff's Department, Adult Probation, Capital Planning, and the Controller to report.

04/14/15; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

150384 [Hearing - Resources for Homeless Families Within the San Francisco Unified School District]**Sponsor: Kim**

Hearing to receive an update on community-based partnerships with the San Francisco Unified School District (SFUSD), financial support, rapid re-housing, and eviction prevention strategies for homeless families; and requesting the SFUSD, the Mayor's Office of Housing and Community Development, and the Human Services Agency to report.

04/14/15; RECEIVED AND ASSIGNED to City and School District Select Committee.

150385 [Hearing - Climate Change and Green Infrastructure Program]**Sponsor: Wiener**

Hearing on the City's response to climate change through its green infrastructure stormwater program, including status of identified capital projects, funding, and expected time table for delivery; and requesting the San Francisco Public Utilities Commission to report.

04/14/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

150387 [Hearing - San Francisco Unified School District's Student Crossing Guard Program]**Sponsor: Yee**

Hearing on the current status and future plans for the San Francisco Unified School District's (SFUSD) Student Crossing Guard Program; and requesting the SFUSD to report.

04/14/15; RECEIVED AND ASSIGNED to City and School District Select Committee.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES**150340 [Settlement of Lawsuit - BRE Parc 55 Owner, LLC - \$431,000]**

Ordinance authorizing settlement of the lawsuit filed by BRE Parc 55 Owner, LLC, against the City and County of San Francisco for \$431,000; the lawsuit was filed on February 4, 2014, in San Francisco Superior Court, Case No. CGC-14-537160; entitled BRE Parc 55 Owner, LLC v. City and County of San Francisco. (City Attorney)

04/06/15; RECEIVED FROM DEPARTMENT.

04/14/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS**150341 [Street Encroachment - Newcomb Avenue Frontage of 4705-3rd Street - San Francisco Arts Commission]**

Resolution granting revocable permission to the San Francisco Arts Commission to occupy a portion of the public right-of-way to construct and maintain a new concrete entry stairway with illuminated handrails, an accessible ramp at the main point of egress and ingress and other related improvements, at the Newcomb Avenue frontage of 4705-3rd Street (Assessor's Block No. 5311, Lot No. 036); affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

04/03/15; RECEIVED FROM DEPARTMENT.

04/14/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

150342 [Lease of Real Property - BRCP 1390 Market, LLC - 1390 Market Street - \$479,031.70 in Initial Year]

Resolution authorizing the exercise of a five-year option to extend the lease with BRCP 1390 Market, LLC, as Landlord, for approximately 10,846 square feet of space at 1390 Market Street at \$47,903.17 monthly in the initial year, with the base rent for the first two months abated, for a total rent of \$479,031.70 in the initial year, for use by the Department of Children, Youth, and their Families from December 1, 2015, through November 30, 2020. (Real Estate Department) (Fiscal Impact)

04/06/15; RECEIVED FROM DEPARTMENT.

04/14/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150343 [Settlement of Unlitigated Claim - Pacific Gas and Electric Company - \$62,540.39]

Resolution approving the settlement of the unlitigated claim filed by Pacific Gas and Electric Company against the City and County of San Francisco for \$62,540.39; claim was filed on October 30, 2014. (City Attorney)

04/06/15; RECEIVED FROM DEPARTMENT.

04/14/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

In Memoriams

Victoria "Vicky" Helene Smith - Supervisor Tang

Bridget Klecker - Supervisor Tang

Eduardo Galeano - Supervisor Mar

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:09 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on May 19, 2015.

Angela Calvillo, Clerk of the Board

ADDENDUM

The following information is provided by speaker(s), pursuant to Administrative Code, Section 67.16. The content is neither generated by, nor subject to approval or verification of accuracy by, the Clerk of the Board or the Board of Supervisors.

Ray Hartz submitted the following additional information during Public Comment as follows: On March 19 I filed an IDR, which under Sunshine Ordinance required a response by close of business on March 20. Supervisors Tang, Avalos and Cohen responded as the law required. Supervisors Campos, Yee and Wiener, while not timely, did respond. This is the third time I've been before this BOS regarding the same IDR, so, I'm wondering why Board President Breed and Supervisors Kim, Mar, and Farrell have still not replied? Nothing at all! I don't think this lack of response is a sign of contempt for me personally. No actually, I believe it is just a general contempt for open government and transparency. I say that because this the same contempt that voters will see clearly if they take the time to attend a meeting of this BOS and observe the members do anything but listen to the public! They've forgotten who put them where they are!

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, April 21, 2015 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

JUL - 8 2015

SAN FRANCISCO
PUBLIC LIBRARY

LONDON BREED, PRESIDENT

JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee

Supervisors Farrell, Tang, Mar, Yee, Wiener

Wednesday
1:00 PM

Budget and Finance Sub-Committee

Supervisors Farrell, Tang, Mar

Wednesday
10:00 AM

City and School District Select Committee

Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns

4th Thursday
3:30 PM

Government Audit and Oversight Committee

Supervisors Yee, Christensen, Breed

1st and 3rd Thursday
10:30 AM

Land Use and Transportation Committee

Supervisors Cohen, Wiener, Kim

Monday
1:30 PM

Public Safety and Neighborhood Services Committee

Supervisors Mar, Campos, Christensen

1st and 3rd Thursday
2:00 PM

Rules Committee

Supervisors Avalos, Tang, Cohen

2nd and 4th Thursday
11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:02 p.m. On the call of the roll, Supervisors Kim and Mar were not present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

COMMUNICATIONS

There were no communications.

Supervisor Mar was noted present at 2:04 p.m.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of March 17, 2015. There were no corrections.

Supervisor Campos, seconded by Supervisor Yee, moved to approve the Board Meeting Minutes of March 17, 2015. The motion carried by the following vote, following general public comment:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Absent: 1 - Kim

Supervisor Kim was noted present at 2:05 p.m.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

150361 [Formal Policy Discussions - April 21, 2015]

Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisors representing Districts 1 and 3. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Mr. Mayor, last year San Francisco passed groundbreaking legislation that will raise our minimum wage as well as provide predictable scheduling and job retention protections for part-time and on-call chain store workers. In order for these new rights to have any impact we need to ensure that our ability to enforce these laws is sufficient. This means that staffing levels at the Office of Labor Standards Enforcement have to be increased but it also means that we need to fund community based organizations that can supplement our ability to reach out to workers who may be reticent to claim their rights.

Can we count on your office to fund for these critical needs through our upcoming budget process? (Supervisor Mar, District 1)

2. Mr. Mayor, Current plans for the Central Subway will end the T Line at Chinatown. That will leave Fisherman's Wharf, North Beach, Russian and Telegraph Hills and north Chinatown with only the current surface transit service and without transfer opportunities for bus lines serving neighborhoods to the West.

Last fall's report by the San Francisco County Transit Authority, the San Francisco Municipal Transit Authority, and the San Francisco Planning Department provide compelling evidence of the need to continue the Central Subway to Fisherman's Wharf.

By extending the subway just two more stops, ridership is projected to increase on the T Line from 74,000 folks per day, to 115,000 per day. This is a significant increase in ridership, providing added pedestrian safety to the surface streets by reducing pedestrian and vehicle traffic through some of our heaviest thoroughfares in some of our most dense neighborhoods in the City.

Extending the Central Subway will cut the commute time between Moscone Center and Fisherman's Wharf in half. 8,400 people work in Fisherman's Wharf on any given day, and nearly 200 jobs in Fisherman's Wharf went unfilled at the end of last year because of the current commute to the northeast neighborhood. These numbers don't include the millions of visitors per year reported by our visitor's centers, and convention and travel organizations.

Considering the compelling data, and enthusiastic support from residents, what can the City do to signal its seriousness in moving forward with extending our Central Subway and T-Line? (Supervisor Christensen, District 3)

Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced questions. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

Recommendations of the Government Audit and Oversight Committee

150185 [Settlement of Lawsuit - A. J., a Minor, By and Through Her Guardian Ad Litem, Chantel Johnson - \$30,000]

Ordinance authorizing settlement of the lawsuit filed by A. J., a minor, by and through her guardian ad litem, Chantel Johnson, against the City and County of San Francisco for \$30,000; the lawsuit was filed on September 6, 2011, in San Francisco Superior Court, Case No. CGC-11-513954; entitled A. J., by and through her guardian ad litem, Jennifer Rodriguez v. City and County of San Francisco, et al.; removed to federal court on December 12, 2013, and re-captioned as A. J. a minor, by and through her guardian ad litem, Chantel Johnson v. City and County of San Francisco, et al.; United States District Court, Case No. 13-cv-5770 EMC. (City Attorney)

PASSED, ON FIRST READING

150260 [Settlement of Lawsuit - Tamara Hill - \$150,000]

Ordinance authorizing settlement of the lawsuit filed by Tamara Hill against the City and County of San Francisco for \$150,000; the lawsuit was filed on November 6, 2012, in San Francisco Superior Court, Case No. CGC-12-525143; entitled Tamara Hill v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

150261 [Settlement of Lawsuit - Santokh Kahlon - \$142,500]

Ordinance authorizing settlement of the lawsuit filed by Santokh Kahlon against the City and County of San Francisco for \$142,500; the lawsuit was filed on August 29, 2013, in California Superior Court, San Francisco Branch, Case No. CGC-13-533906; entitled Santokh Kahlon v. San Francisco Public Utilities Commission, City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

150262 [Settlement of Lawsuit - Aaron Read - \$112,000]

Ordinance authorizing settlement of the lawsuit filed by Aaron Read against the City and County of San Francisco for \$112,000; the lawsuit was filed on October 6, 2013, in San Francisco Superior Court, Case No. CGC-13-534077; entitled Aaron Read v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

150287 [Settlement of Lawsuit - Gordon Clark - \$99,500]

Ordinance authorizing settlement of the lawsuit filed against the City and County of San Francisco for \$99,500; the lawsuit was filed on May 18, 2012, in United States District Court, Northern District of California, Case No. 12-02584 JCS; currently entitled Gordon Clark v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

150288 [Settlement of Lawsuit - Jose Garcia - \$50,000 and Waiver of \$16,509]

Ordinance authorizing settlement of the lawsuit filed by Jose Garcia against the City and County of San Francisco for \$50,000; the lawsuit was filed on March 16, 2012, in United States District Court for the Northern District of California, Case No. 12-CV-2443; entitled Jose Garcia v. City and County of San Francisco, et al.; other material terms of said settlement are waiver of the \$16,509 San Francisco General Hospital lien. (City Attorney)

PASSED, ON FIRST READING

150290 [Settlement of Lawsuit - Helen Nguy - \$225,000]

Ordinance authorizing settlement of the lawsuit filed by Helen Nguy against the City and County of San Francisco for \$225,000; the lawsuit was filed on April 10, 2013, in San Francisco Superior Court, Case No. CGC-13-530519; entitled Helen Nguy v. CCSF, et al. (City Attorney)

PASSED, ON FIRST READING

150187 [Settlement of Unlitigated Claims - Archstone Concourse LLC, and Archstone Showplace Square LLC - \$1,731,250]

Resolution approving the settlement of two unlitigated claims filed by Archstone Concourse LLC, and Archstone Showplace Square LLC, against the City and County of San Francisco for \$1,731,250; claims were filed on April 15, 2013. (City Attorney)

Resolution No. 137-15

ADOPTED

150188 [Settlement of Unlitigated Claims - The Regents of the University of California - \$235,547.71]

Resolution approving the settlement of the unlitigated claims by The Regents of the University of California against the City and County of San Francisco for \$235,547.71; claims were filed on July 30, 2013, and December 1, 2014. (City Attorney)

Resolution No. 138-15

ADOPTED

150264 [Settlement of Unlitigated Claim - Tim and Jennifer Barrett - \$78,988.36]

Resolution approving the settlement of the unlitigated claim filed by Tim and Jennifer Barrett against the City and County of San Francisco for \$78,988.36; claim was filed on January 9, 2014. (City Attorney)

Resolution No. 139-15

ADOPTED

Recommendations of the Land Use and Transportation Committee**141266 [Planning Code - Off-Street Parking Exceptions]****Sponsor: Breed**

Ordinance amending the Planning Code to permit certain exceptions from off-street parking and loading requirements for lots that front on a curbside transit lane or bikeway, for lots in Residential Mixed Districts, and in order to bring buildings into greater conformity with yard, setback, and other building requirements; to include parking in excess of what is principally permitted and located above ground in the floor-area ratio calculation with an exception for pipeline projects in the Van Ness Special Use District; modifying other floor-area ratio provisions; affirming the Planning Department's California Environmental Quality Act determination; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Ordinance No. 052-15**FINALLY PASSED****150029 [Planning Code - City Housing Balance Monitoring and Reporting]****Sponsor: Kim**

Ordinance amending the Planning Code to require the Planning Department to monitor the balance between new market rate housing and new affordable housing, and publish a bi-annual Housing Balance Report; requiring an annual hearing at the Board of Supervisors on strategies for achieving and maintaining the required housing balance in accordance with San Francisco's housing production goals; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Ordinance No. 053-15**FINALLY PASSED****150150 [Building Code - Permit Fee Calculation]**

Ordinance amending the Building Code to clarify that the Department of Building Inspection may use multiple data sources to determine annual adjustments to the construction cost schedule for permit issuance fees; and affirming the Planning Department's determination under the California Environmental Quality Act. (Building Inspection Commission)

Ordinance No. 054-15**FINALLY PASSED****Recommendation of the Public Safety and Neighborhood Services Committee****150191 [Health Code - Wild or Exotic Animals for Public Entertainment or Amusement]****Sponsors: Tang; Wiener, Yee and Farrell**

Ordinance amending the Health Code to prohibit the performance of wild or exotic animals for public entertainment or amusement.

Ordinance No. 055-15**FINALLY PASSED**

Recommendations of the Rules Committee

150286 [Appointments, Energy Efficiency Coordinating Committee - Sam Moss, Avni Jamdar, Holly Kaufman, James Bryant, Renae Steichen, and Miriam Zuoazonis]
Motion appointing Sam Moss, Avni Jamdar, Holly Kaufman, James Bryant, Renae Steichen, and Miriam Zuoazonis, for one year terms yet to be determined, to the Energy Efficiency Coordinating Committee. (Rules Committee)

Motion No. M15-071

APPROVED

150339 [Appointment, Bicycle Advisory Committee - Ilyse Magy]
Motion appointing Ilyse Magy to the Bicycle Advisory Committee, term ending November 19, 2016, or for the tenure of the nominating Supervisor, whichever is shorter in duration. (Rules Committee)

Motion No. M15-072

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the Consent Agenda

Supervisor Yee requested that File No. 150186 be severed so that it may be considered separately.

150186 [Settlement of Unlitigated Claims - ASI Fox Plaza LLC, and ASN Fox Plaza LLC - \$3,375,000]
Resolution approving the settlement of two unlitigated claims filed by ASI Fox Plaza LLC, and APN Fox Plaza LLC, against the City and County of San Francisco for \$3,375,000; claims were filed on May 13, 2013. (City Attorney)

Privilege of the floor was granted to Jon Givner, Deputy City Attorney, who responded to questions raised throughout the discussion.

Supervisor Yee, seconded by Supervisor Campos, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Resolution approving the settlement of two unlitigated claims filed by ASI Fox Plaza LLC, and ASN Fox Plaza LLC, against the City and County of San Francisco for \$3,375,000; claims were filed on May 13, 2013. (City Attorney)

Resolution No. 140-15

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Sub-Committee

150248 [Contract - Cypress Security - Armed and Unarmed Security Services - \$38,314,208.17]

Resolution approving the contract with Cypress Security to provide Armed and Unarmed Security Services in the amount of \$38,314,208.17 for an initial term of three years to commence following Board approval, with an additional three-year option to extend. (Municipal Transportation Agency) (Fiscal Impact)

Privilege of the floor was granted to Ed Reiskin, General Manager, Municipal Transportation Agency (MTA), and Chris Grabarkiewctz (MTA), responded to questions raised throughout the discussion.

Resolution No. 141-15

ADOPTED by the following vote:

Ayes: 7 - Breed, Christensen, Farrell, Mar, Tang, Wiener, Yee

Noes: 4 - Avalos, Campos, Cohen, Kim

NEW BUSINESS

Recommendations of the Budget and Finance Committee

141268 [Five-Year Financial Plan - FYs 2015-2016 through 2019-2020]

Sponsors: Mayor; Farrell

Resolution adopting the City's Five-Year Financial Plan for FYs 2015-2016 through 2019-2020, pursuant to Charter, Section 9.119.

Supervisor Farrell requested to be added as a co-sponsor.

Resolution No. 142-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150223 [Five-Year Information and Communication Technology Plan - FYs 2016-2020]**Sponsors: Mayor; Breed and Farrell**

Resolution adopting the City's Five-Year Information and Communication Technology Plan for FYs 2016-2020, pursuant to Administrative Code, Section 22A.6.

*Supervisor Farrell requested to be added as a co-sponsor.***Resolution No. 143-15****ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150224 [Ten-Year Capital Expenditure Plan - FYs 2016-2025]**Sponsors: Mayor; Breed and Farrell**

Resolution adopting the City's Ten-Year Capital Expenditure Plan for FYs 2016-2025, pursuant to Administrative Code, Section 3.20.

*Supervisor Farrell requested to be added as a co-sponsor.***Resolution No. 144-15****ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Budget and Finance Sub-Committee**150244 [Appropriation - Developer Contributions and Reimbursement - Public Works - \$6,354,478 - FY2014-2015]****Sponsor: Tang**

Ordinance appropriating \$6,354,478 of Developer Contributions and Reimbursements to Public Works in FY2014-2015 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster, and placing \$2,338,024 of Series Earthquake Safety and Emergency Response (ESER 2010) General Obligation Bond Proceeds on Budget and Finance Committee Reserve pending future re-appropriation.

(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150189 [Agreement Amendment - Motorola, Inc. - 800 MHz Radio System Project - \$30,378,734]

Resolution authorizing the Department of Technology to enter into the Eighth Amendment of the Citywide 800 MHz Radio System Project Agreement between the City and County of San Francisco and Motorola, Inc., to increase the contract amount to \$30,378,734 for the remaining term through September 21, 2017. (Department of Technology)

(Fiscal Impact)

Resolution No. 145-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150211 [Lease and Use Agreement Modifications - Air France, and Cathay Pacific Airways, Limited - Estimated Minimum Combined Rent of \$29,666,807.61]

Resolution approving Modification No. 1 to 2011 Lease and Use Agreement No. L10-0076 with Air France, and Modification No. 2 to L10-0081 with Cathay Pacific Airways Limited, and the City and County of San Francisco, acting by and through its Airport Commission, for changes in demised premises, with an estimated minimum combined rent of \$29,666,807.61 for the remainder of the lease terms, expiring on June 30, 2021. (Airport Commission)

Resolution No. 136-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150237 [Lease and Use Agreement Modification - Delta Air Lines, Inc. - Estimated Rent of \$74,192,941.78]

Resolution approving Modification No. 1 to 2011 Lease and Use Agreement No. L10-0083 between Delta Air Lines, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for changes in the demised premises, with an estimated minimum rent of \$74,192,941.78 for the remainder of the lease term expiring on June 30, 2021. (Airport Commission)

Resolution No. 146-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150292 [Agreement Amendment - URS Corporation - Engineering Services - New Irvington Tunnel Project - Not to Exceed \$15,873,561]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 5 to Agreement No. CS-820, New Irvington Tunnel Project, Engineering Services, with URS Corporation, in order to allow URS Corporation to continue as design engineer of record for the construction of the tunnel, increasing the agreement amount by \$1,000,000 for a total amount not to exceed \$15,873,561 with no change to the contract duration, pursuant to Charter, Section 9.118. (Public Utilities Commission)
(Fiscal Impact)

Resolution No. 147-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150311 [Accept and Expend Grant - Mansell Corridor Project - \$848,059]

Sponsors: Avalos; Campos

Resolution retroactively authorizing the Recreation and Park Department to accept and expend an Urban Greening for Sustainable Communities Grant in the amount of \$848,059 from the California Natural Resources Agency for the Mansell Corridor Project in McLaren Park for the period of February 1, 2015, through May 1, 2017.

Supervisor Campos requested to be added as a co-sponsor.

Resolution No. 148-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150334 [Accept and Expend Grant - Edward Byrne Memorial Justice Assistance Grant Program - \$1,045,625]**Sponsor: Breed**

Resolution retroactively authorizing the Department of Children, Youth, and Their Families to accept and expend a grant from the U.S. Department of Justice, Bureau of Justice Assistance, passed through the State of California, Board of State and Community Corrections, through the Edward Byrne Memorial Justice Assistance Grant Program, for a multidisciplinary partnership to reduce recidivism for disconnected transitional-age youth and providing a framework for preventing the school-to-prison pipeline in the amount of \$1,045,625 for the period of March 1, 2015, through December 31, 2015.

Resolution No. 115-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee**120967 [Transportation, Police, Administrative, and Business and Tax Regulations Codes - Motor Vehicles for Hire]****Sponsor: Wiener**

Ordinance amending the Transportation Code to clarify the Director of Transportation's authority to designate staff to enforce parking laws; grant the Municipal Transportation Agency authority to subpoena evidence and testimony relevant to enforcement of motor vehicle for hire regulations; increase the penalty for driving or operating a taxi without a permit; making it a misdemeanor to operate a taxi without a functioning taximeter; and making it a misdemeanor for an operator of a charter party carrier to refuse to produce a waybill; amending the Police Code to repeal all sections governing motor vehicles for hire; and amending the Business and Tax Regulations and Administrative Codes to repeal sections governing fees related to motor vehicle for hire permits.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150117 [Administrative Code - Relocation Payments to Evicted Tenants]**Sponsors: Campos; Kim, Avalos and Mar**

Ordinance amending the Administrative Code to modify the calculation of the difference between the rent paid by an evicted tenant and market rent (rental payment differential) by having the Controller use data from RealFacts based on number of bedrooms, or another data source providing reliable market data; to cap relocation payments based on the rental payment differential at \$50,000; to require the tenant to submit to the landlord a sworn statement of intent to use the relocation payment solely for housing or other relocation costs; to require the tenant to keep proof of expenditures on relocation costs for at least three years after vacating the unit, and to make copies available to the landlord within ten business days of a request; and to require the tenant to reimburse the landlord any portion of the relocation payment not expended on relocation costs within three years after vacating the unit.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150316 [Approving the Nominations of Five Priority Conservation Areas]**Sponsors: Mar; Cohen**

Resolution authorizing the nomination of five new Priority Conservation Areas: Palou Phelps Natural Area, Bayview Hill Natural Area, Green Connections-McLaren Park Pivot, Crosstown Trail-Connecting Twin Peaks Bio-Region/Glen Canyon, and the San Francisco Bay Area Water Trail.

Resolution No. 149-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Rules Committee**150222 [Administrative Code - Membership and Functions of the Our Children, Our Families Council]****Sponsors: Yee; Christensen, Tang, Kim and Campos**

Ordinance amending the Administrative Code to establish the membership of the Our Children, Our Families Council; and to address its structure and functions as provided in Charter, Section 16.127-7.

Supervisors Christensen, Tang, Kim, and Campos requested to be added as co-sponsors.

Supervisor Yee, seconded by Supervisor Campos, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations**Privilege of the Floor**

Supervisor Farrell, seconded by Supervisor Mar, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Farrell introduced, welcomed, and presented a Certificate of Honor to Dr. John Maa, health advocate, in recognition of his accomplishments and continued community support.

Supervisor Mar shared in this commendation.

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to members of the Surfrider Foundation in recognition of their accomplishments and continued community support.

COMMITTEE REPORTS

Recommendations of the Public Safety and Neighborhood Services Committee

150242 [Health Code - Ban on Smokeless Tobacco Use - Defining Tobacco Product to Include Devices for Using Tobacco]

Sponsors: Farrell; Mar, Avalos, Tang, Christensen, Wiener, Cohen, Yee and Campos
Ordinance amending the Health Code to ban the use of smokeless tobacco products in stadiums, sports arenas, and playing fields; amending the definition of tobacco product to include a device or any portion of a device used to consume tobacco products; and making environmental findings.

Supervisors Yee and Campos requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

141173 [Liquor License Transfer - 201 Folsom Street]

Resolution determining that the transfer of a Type 21 off-sale general license from 225-11th Street to 201 Folsom Street, Suite 101 (District 6), to Christopher Foley for SMARKET LLC, dba Market on Main, will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Resolution No. 150-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150112 [Liquor License Transfer - 4448 Mission Street]

Resolution determining that the transfer of a Type 21 off-sale general license from 298 Munich Street to 4448 Mission Street (District 11), to Esperanza Gudino for the Golden State Market and Deli, will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Resolution No. 151-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Land Use and Transportation Committee

150246 [Planning Code - Landmark Designation - 2178-2174 Market Street (aka Swedish American Hall Building)]

Sponsors: Wiener; Cohen

Ordinance designating 2178-2174 Market Street (aka Swedish American Hall Building), Assessor's Block No. 3542, Lot No. 017, as a Landmark under Planning Code, Article 10; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Andrew Yip; expressed various concerns.

Christopher Dahl; expressed various concerns relating to sea level rise.

Peter Alexander; expressed various concerns.

Joe Brenner (CPath); spoke in support to proposed legislation relating to opposing Fast Tracking of the Trans-Pacific Partnership.

Vladimir; expressed various concerns relating to fascism.

Joe Coppel (Local 6); expressed various concerns relating to equal pay.

Male Speaker; expressed various concerns.

Ellen Anderson; expressed various concerns relating to in-law units and housing for students.

Male Speaker; expressed various concerns relating to chronic disease and infection.

Thea Salby (San Francisco Transit Riders); spoke requesting participation in the upcoming Muni challenge (#OnBoardSF).

Male Speaker; expressed various concerns relating to services for the African-American community.

Ace Washington; expressed various concerns relating to accountability.

Maira Sutton (Electronic Frontier Foundation); spoke in support to proposed legislation relating to opposing Fast Tracking of the Trans-Pacific Partnership.

Xiomara Castro (Citizen's Trade Campaign); spoke in support to proposed legislation relating to opposing Fast Tracking of the Trans-Pacific Partnership.

Tia Lebherz (Food & Water Watch); spoke in support to proposed legislation relating to opposing Fast Tracking of the Trans-Pacific Partnership.

Male Speaker; expressed various religious concerns.

Tim Paulson (San Francisco Labor Council); spoke in support to proposed legislation relating to opposing Fast Tracking of the Trans-Pacific Partnership.

Ray Hartz (San Francisco Open Government); expressed concerns relating to open government, public comment, and immediate disclosure requests.

Tom Gilbert; expressed various concerns relating to inclusion and wheelchair accessibility.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE**150378 [Supporting Senate Bill 716 (Lara) - Prohibiting Abusive Behavior Towards the Elephant]****Sponsors: Tang; Wiener**

Resolution supporting California Senate Bill 716, authored by State Senator Lara, which prohibits the discipline, management, or training of the elephant by specific methods, including the use of a bullhook, ankus, guide, or pitchfork in California.

Resolution No. 158-15**ADOPTED****150379 [Approving the Nomination of the California Coastal Trail as a Priority Conservation Area]****Sponsors: Tang; Mar**

Resolution authorizing the nomination of the California Coastal Trail as a Priority Conservation Area by the Association of Bay Area Governments.

Supervisor Mar requested to be added as a co-sponsor.

Resolution No. 152-15**ADOPTED****150380 [Armenian Genocide Commemoration Day - April 24, 2015]****Sponsors: Wiener; Yee and Farrell**

Resolution declaring April 24, 2015, as Armenian Genocide Centennial Commemoration Day in the City and County of San Francisco.

Supervisor Farrell requested to be added as a co-sponsor.

Resolution No. 157-15**ADOPTED**

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Avalos requested that File Nos. 150374 and 140375 be severed so that they may be considered separately.

150374 [Margie Stokes Day - May 2, 2015]

Sponsor: Avalos

Resolution commending Margie Stokes on the occasion of her 81st birthday for her leadership, commitment, and uncompromising dedication to San Francisco's children, families, and child care providers; and declaring May 2, 2015, Margie Stokes Day in the City and County of San Francisco.

Resolution No. 154-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150375 [Opposing Fast Tracking of the Trans-Pacific Partnership (TPP), Expressing Concerns about Elements of the TPP, and Supporting Fair Trade Practices that Protect Jobs, Workers, the Environment, Public Health, and the Free and Open Internet]

Sponsors: Avalos; Campos and Mar

Resolution urging San Francisco's representatives in Congress to oppose Trade Promotion Authority ("Fast Track Authority") for the proposed Trans-Pacific Partnership Agreement (TPP); expressing concerns about draft elements of the TPP; and supporting fair trade practices and agreements that protect jobs, workers, the environment, and the free and open Internet to improve the quality of life in all signatory countries, maintain the integrity and sovereignty of our judicial system, promote free speech, privacy rights, and protection of whistleblowers, and to prevent multinational corporations from being granted excessive power to undermine national and local governmental authority to create reasonable rules and regulations.

Supervisors Campos and Mar requested to be added as co-sponsors.

Supervisor Avalos, seconded by Supervisor Mar, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Resolution urging San Francisco's representatives in Congress to oppose Trade Promotion Authority ("Fast Track Authority") for the proposed Trans-Pacific Partnership Agreement (TPP); expressing concerns about draft elements of the TPP; and supporting fair trade practices and agreements that protect jobs, workers, the environment, public health, and the free and open Internet to improve the quality of life in all signatory countries, maintain the integrity and sovereignty of our judicial system, promote free speech, privacy rights, and protection of whistleblowers, and to prevent multinational corporations from being granted excessive power to undermine national and local governmental authority to create reasonable rules and regulations.

Resolution No. 155-15

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Farrell requested that File No. 150376 be severed so that it may be considered separately.

150376 [The Junior League of San Francisco, Inc., Women at the Center Honors Day - May 4, 2015]

Sponsor: Farrell

Resolution declaring May 4, 2015, as The Junior League of San Francisco, Inc., Women at the Center Honors Day in the City and County of San Francisco.

Resolution No. 156-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Mar requested that File No. 150377 be severed so that it may be considered separately.

150377 [Supporting Assembly Bills 404 (Chiu), 1385 and 1397 (Ting) - Community Colleges and Accreditation]

Sponsors: Mar; Yee, Campos, Farrell and Cohen

Resolution supporting Assembly Bill 404, authored by Assembly Member David Chiu, and Assembly Bills 1385 and 1397, authored by Assembly Member Phil Ting, to reform rules and procedures in California's community college accreditation process.

Supervisors Campos, Farrell, and Cohen requested to be added as co-sponsors.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Mar, seconded by Supervisor Farrell, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Mar, seconded by Supervisor Farrell, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Resolution No. 153-15

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

150221 [Planning, Public Works Codes - Street Trees and Adoption of Associated Fees]

Sponsors: Wiener; Christensen

Ordinance amending the Planning and Public Works Codes to shift the authority to require street trees in the case of certain types of development projects from the Planning Department to Public Works; to require a permit to perform major maintenance on street trees within a specified distance of general advertising signs, adopt a fee for such permit, and impose penalties for violations; to require a tree protection plan in advance of construction and adopt a fee for review and approval of the plan; to give specified Public Works staff enforcement authority; and affirming the Planning Department's determination under the California Environmental Quality Act, and making other findings including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

03/03/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

03/17/15; REFERRED TO DEPARTMENT.

03/18/15; REFERRED TO DEPARTMENT.

04/21/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

150295 [Administrative Code - Short-Term Residential Rentals]

Sponsors: Campos; Mar and Avalos

Ordinance amending the Administrative Code to revise the Residential Unit Conversion Ordinance to: limit short-term rental of a Residential Unit to no more than 60 days per calendar year; require Hosting Platforms to verify that a Residential Unit is on the City Registry prior to listing, remove a listing once a Residential Unit has been rented for Tourist or Transient Use for more than 60 days in a calendar year, and provide certain usage data to the Planning Department; revise the definition of Interested Parties who may enforce the provision of Chapter 41A through a private right of action to include Permanent Residents residing within 100 feet; amend the private right of action provisions to allow for a private right of action against Hosting Platforms and create an additional private right of action against Owners, Business Entities, and Hosting Platforms under certain circumstances; and provide for criminal penalties against Hosting Platforms in violation of this Chapter 41A; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Economic Impact; Office of Economic Analysis Report.)

03/24/15; ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Land Use and Transportation Committee.

04/14/15; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

04/21/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

150408 [Purchase and Sale of Electricity and Related Products and Services - Public Utilities Commission]**Sponsors: Mayor; Breed, Avalos and Mar**

Ordinance authorizing the Public Utilities Commission (PUC) to use pro forma agreements to purchase and sell electricity and related products and services to operate the City's municipal electric utility and community choice aggregation program; authorizing the General Manager of the PUC, in such agreements, to deviate from certain otherwise applicable requirements of City law, under certain circumstances; and authorizing the PUC, within specified parameters, to approve agreements with terms in excess of ten years or requiring expenditures of \$10,000,000 or more for renewable and greenhouse-gas-free power and related products and services.
(Fiscal Impact); (Economic Impact pending further Office of Economic Analysis Review)

04/21/15; ASSIGNED to Budget and Finance Sub-Committee.

150409 [Appropriation - Wastewater Enterprise General Reserve for Claims Settlements and Related Expenses as a Result of December 2014 Storms - \$1,750,000 - FY2014-2015]**Sponsor: Mayor**

Ordinance appropriating \$1,750,000 from Wastewater Enterprise designated for general reserve in the Public Utilities Commission Wastewater Enterprise Department budget to pay the claims settlements, legal expenses, and related costs due to the extraordinary expenses incurred as a result of the December 2014 storms in FY2014-2015.
(Fiscal Impact)

04/21/15; ASSIGNED to Budget and Finance Sub-Committee.

150410 [Administrative Code - Good Samaritan Status Under the Residential Rent Stabilization and Arbitration Ordinance]**Sponsors: Christensen; Wiener**

Ordinance amending the Administrative Code to expand the Good Samaritan Status under the Residential Rent Stabilization and Arbitration Ordinance to situations where tenants of the San Francisco Housing Authority are displaced by the commencement of rehabilitation on their housing units under a federal rental assistance demonstration program, thereby enabling those tenants to relocate with landlords who may seek to recover possession of the premises at the expiration of the Good Samaritan Status.

04/21/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 5/21/2015.

Resolutions**150411 [Accept and Expend Grant - Preterm Birth Initiative Project - \$213,369]****Sponsor: Christensen**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$213,369 from The Regents of the University of California, San Francisco to participate in a program entitled "Preterm Birth Initiative Project" for the period of July 1, 2014, through May 31, 2015.

04/21/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150412 [Interim Zoning Controls - Conditional Use Authorization for Medical Cannabis Dispensaries in Irving, Judah, Noriega, and Taraval Neighborhood Commercial Districts]**Sponsor: Tang**

Resolution imposing interim zoning controls to reinstate the conditional use authorization requirement for Medical Cannabis Dispensaries in the Irving, Judah, Noriega, and Taraval Street Neighborhood Commercial Districts, and impose additional conditional use authorization criteria; and making environmental findings, including findings of consistency with the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact); (Economic Impact pending further Office of Economic Analysis Review)

04/21/15; ASSIGNED to Land Use and Transportation Committee.

150413 [Public Works Week - April 20-25, 2015]**Sponsors: Breed; Tang**

Resolution commending the men and women of San Francisco Public Works and declaring April 20-25, 2015, as Public Works Week in the City and County of San Francisco.

04/21/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

150414 [Women's Lung Health Week - May 11-17, 2015]**Sponsors: Farrell; Christensen and Tang**

Resolution declaring May 11-17, 2015, as Women's Lung Health Week in the City and County of San Francisco.

04/21/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing**150415 [Hearing - Disposition of 30 Van Ness Avenue]****Sponsors: Campos; Kim and Mar**

Hearing to review the disposition of 30 Van Ness Avenue; and requesting the Department of Real Estate to report.

04/21/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

150416 [Hearing - Status of Drought Conditions in San Francisco]**Sponsor: Christensen**

Hearing to review the status of drought conditions in San Francisco; and requesting the San Francisco Public Utilities Commission and the Department of the Environment to report.

04/21/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150417 [Hearing - Bayview Hunters Point Core Community Benefits Agreement Update]**Sponsor: Cohen**

Hearing to receive an update on the Bayview Hunters Point Core Community Benefits Agreement; and requesting the Office of Community Investment and Infrastructure and members of the Implementation Committee to report.

04/21/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150418 [Hearing - Streamlining the Restaurant Business Permitting Process and Report]**Sponsor: Tang**

Hearing on the Controller's report regarding streamlining of the permitting process for restaurants, including the next steps to address permitting challenges for businesses and how to improve customer experience for small business owners; and requesting the Office of Economic and Workforce Development, the Office of Small Business, the Controller, the Planning Department, the Department of Building Inspection, and other City departments involved with the permitting process for businesses to report.

04/21/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150419 [Hearing - Economic Impact of Outdoor Events]**Sponsor: Wiener**

Hearing to review the economic impact study of outdoor events in San Francisco, including the number of jobs generated by the sector, the amount of taxes paid, the number of visitors drawn to San Francisco as a result of the sector, and potential legislation to support outdoor events to ensure that they remain a contributor to San Francisco's economic and cultural life; and requesting the Controller and the Entertainment Commission to report.
(Economic Impact; No Office of Economic Analysis Report.)

04/21/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150420 [Hearing - Chronic Absenteeism at San Francisco Public Schools]**Sponsor: Yee**

Hearing to discuss chronic absenteeism within the San Francisco Unified School District (SFUSD) and preventative strategies to reduce absenteeism; and requesting the SFUSD to report.

04/21/15; RECEIVED AND ASSIGNED to City and School District Select Committee.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCE**150357 [Planning Code - Rincon Hill Streetscape Master Plan]**

Ordinance amending Planning Code, Section 138.1, to acknowledge approval of the Rincon Hill Streetscape Master Plan; and making findings under the California Environmental Quality Act, findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

04/07/15; RECEIVED FROM DEPARTMENT.

04/21/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 5/21/2015.

PROPOSED RESOLUTION

150360 [Report of Assessment Costs for Blighted Properties]

Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Public Works)

04/07/15; RECEIVED FROM DEPARTMENT.

04/21/15; RECEIVED AND ASSIGNED to Board of Supervisors.

In Memoriam

Peter Mezey - Supervisor Wiener

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:16 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on June 2, 2015.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, April 28, 2015 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

JUL - 8 2015

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LONDON BREED, PRESIDENT

JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee

Supervisors Farrell, Tang, Mar, Yee, Wiener

Wednesday
1:00 PM

Budget and Finance Sub-Committee

Supervisors Farrell, Tang, Mar

Wednesday
10:00 AM

City and School District Select Committee

Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns

4th Thursday
3:30 PM

Government Audit and Oversight Committee

Supervisors Yee, Christensen, Breed

1st and 3rd Thursday
10:30 AM

Land Use and Transportation Committee

Supervisors Cohen, Wiener, Kim

Monday
1:30 PM

Public Safety and Neighborhood Services Committee

Supervisors Mar, Campos, Christensen

1st and 3rd Thursday
2:00 PM

Rules Committee

Supervisors Avalos, Tang, Cohen

2nd and 4th Thursday
11:00 AM

Members Present: London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:02 p.m. On the call of the roll, Supervisors John Avalos and Jane Kim were not present. There was a quorum.

Supervisor Kim was noted present at 2:03 p.m.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of a communication from Supervisor John Avalos informing the Board of his absence and requesting to be excused from today's meeting.

Supervisor Avalos Excused from Attendance

Supervisor Farrell, seconded by Supervisor Mar, moved that Supervisor Avalos be excused from attending today's meeting. The motion carried by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of March 24, 2015. There were no corrections.

Supervisor Christensen, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of March 24, 2015. The motion carried by the following vote, following general public comment:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendation of the Budget and Finance Sub-Committee

150244 [Appropriation - Developer Contributions and Reimbursement - Public Works - \$6,354,478 - FY2014-2015]

Sponsor: Tang

Ordinance appropriating \$6,354,478 of Developer Contributions and Reimbursements to Public Works in FY2014-2015 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster, and placing \$2,338,024 of Series Earthquake Safety and Emergency Response (ESER 2010) General Obligation Bond Proceeds on Budget and Finance Committee Reserve pending future re-appropriation.
(Fiscal Impact)

Ordinance No. 060-15

FINALLY PASSED

Recommendations of the Government Audit and Oversight Committee

150185 [Settlement of Lawsuit - A. J., a Minor, By and Through Her Guardian Ad Litem, Chantel Johnson - \$30,000]

Ordinance authorizing settlement of the lawsuit filed by A. J., a minor, by and through her guardian ad litem, Chantel Johnson, against the City and County of San Francisco for \$30,000; the lawsuit was filed on September 6, 2011, in San Francisco Superior Court, Case No. CGC-11-513954; entitled A. J., by and through her guardian ad litem, Jennifer Rodriguez v. City and County of San Francisco, et al.; removed to federal court on December 12, 2013, and re-captioned as A. J. a minor, by and through her guardian ad litem, Chantel Johnson v. City and County of San Francisco, et al.; United States District Court, Case No. 13-cv-5770 EMC. (City Attorney)

Ordinance No. 057-15

FINALLY PASSED

150260 [Settlement of Lawsuit - Tamara Hill - \$150,000]

Ordinance authorizing settlement of the lawsuit filed by Tamara Hill against the City and County of San Francisco for \$150,000; the lawsuit was filed on November 6, 2012, in San Francisco Superior Court, Case No. CGC-12-525143; entitled Tamara Hill v. City and County of San Francisco. (City Attorney)

Ordinance No. 062-15

FINALLY PASSED

150261 [Settlement of Lawsuit - Santokh Kahlon - \$142,500]

Ordinance authorizing settlement of the lawsuit filed by Santokh Kahlon against the City and County of San Francisco for \$142,500; the lawsuit was filed on August 29, 2013, in California Superior Court, San Francisco Branch, Case No. CGC-13-533906; entitled Santokh Kahlon v. San Francisco Public Utilities Commission, City and County of San Francisco. (City Attorney)

Ordinance No. 063-15

FINALLY PASSED

150262 [Settlement of Lawsuit - Aaron Read - \$112,000]

Ordinance authorizing settlement of the lawsuit filed by Aaron Read against the City and County of San Francisco for \$112,000; the lawsuit was filed on October 6, 2013, in San Francisco Superior Court, Case No. CGC-13-534077; entitled Aaron Read v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 064-15

FINALLY PASSED

150287 [Settlement of Lawsuit - Gordon Clark - \$99,500]

Ordinance authorizing settlement of the lawsuit filed against the City and County of San Francisco for \$99,500; the lawsuit was filed on May 18, 2012, in United States District Court, Northern District of California, Case No. 12-02584 JCS; currently entitled Gordon Clark v. City and County of San Francisco. (City Attorney)

Ordinance No. 065-15

FINALLY PASSED

150288 [Settlement of Lawsuit - Jose Garcia - \$50,000 and Waiver of \$16,509]

Ordinance authorizing settlement of the lawsuit filed by Jose Garcia against the City and County of San Francisco for \$50,000; the lawsuit was filed on March 16, 2012, in United States District Court for the Northern District of California, Case No. 12-CV-2443; entitled Jose Garcia v. City and County of San Francisco, et al.; other material terms of said settlement are waiver of the \$16,509 San Francisco General Hospital lien. (City Attorney)

Ordinance No. 066-15

FINALLY PASSED

150290 [Settlement of Lawsuit - Helen Nguy - \$225,000]

Ordinance authorizing settlement of the lawsuit filed by Helen Nguy against the City and County of San Francisco for \$225,000; the lawsuit was filed on April 10, 2013, in San Francisco Superior Court, Case No. CGC-13-530519; entitled Helen Nguy v. CCSF, et al. (City Attorney)

Ordinance No. 067-15

FINALLY PASSED

Recommendations of the Land Use and Transportation Committee

120967 [Transportation, Police, Administrative, and Business and Tax Regulations Codes - Motor Vehicles for Hire]

Sponsor: Wiener

Ordinance amending the Transportation Code to clarify the Director of Transportation's authority to designate staff to enforce parking laws; grant the Municipal Transportation Agency authority to subpoena evidence and testimony relevant to enforcement of motor vehicle for hire regulations; increase the penalty for driving or operating a taxi without a permit; making it a misdemeanor to operate a taxi without a functioning taximeter; and making it a misdemeanor for an operator of a charter party carrier to refuse to produce a waybill; amending the Police Code to repeal all sections governing motor vehicles for hire; and amending the Business and Tax Regulations and Administrative Codes to repeal sections governing fees related to motor vehicle for hire permits.

Ordinance No. 056-15

FINALLY PASSED

150246 [Planning Code - Landmark Designation - 2178-2174 Market Street (aka Swedish American Hall Building)]

Sponsors: Wiener; Cohen

Ordinance designating 2178-2174 Market Street (aka Swedish American Hall Building), Assessor's Block No. 3542, Lot No. 017, as a Landmark under Planning Code, Article 10; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Ordinance No. 061-15

FINALLY PASSED

Recommendation of the Public Safety and Neighborhood Services Committee

150242 [Health Code - Ban on Smokeless Tobacco Use - Defining Tobacco Product to Include Devices for Using Tobacco]

Sponsors: Farrell; Mar, Avalos, Tang, Christensen, Wiener, Cohen, Yee and Campos

Ordinance amending the Health Code to ban the use of smokeless tobacco products in stadiums, sports arenas, and playing fields; amending the definition of tobacco product to include a device or any portion of a device used to consume tobacco products; and making environmental findings.

Ordinance No. 059-15

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

Severed from the Consent Agenda

Supervisor Campos requested that File No. 150117 be severed so that it may be considered separately.

150117 [Administrative Code - Relocation Payments to Evicted Tenants]

Sponsors: Campos; Kim, Avalos and Mar

Ordinance amending the Administrative Code to modify the calculation of the difference between the rent paid by an evicted tenant and market rent (rental payment differential) by having the Controller use data from RealFacts based on number of bedrooms, or another data source providing reliable market data; to cap relocation payments based on the rental payment differential at \$50,000; to require the tenant to submit to the landlord a sworn statement of intent to use the relocation payment solely for housing or other relocation costs; to require the tenant to keep proof of expenditures on relocation costs for at least three years after vacating the unit, and to make copies available to the landlord within ten business days of a request; and to require the tenant to reimburse the landlord any portion of the relocation payment not expended on relocation costs within three years after vacating the unit.

Supervisor Campos, seconded by Supervisor Mar, moved that this Ordinance be AMENDED on Page 10, Line 18, by adding 'service of' after 'date of'. The motion carried by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Rules Committee

150222 [Administrative Code - Membership and Functions of the Our Children, Our Families Council]

Sponsors: Yee; Christensen, Tang, Kim, Campos, Avalos, Mar and Farrell

Ordinance amending the Administrative Code to establish the membership of the Our Children, Our Families Council; and to address its structure and functions as provided in Charter, Section 16.127-7.

Supervisor Farrell requested to be added as a co-sponsor.

Ordinance No. 058-15

FINALLY PASSED by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

150240 [Contract Amendment - Children's Council of San Francisco - Preschool for All Program - Not to Exceed \$47,326,791]

Resolution approving the fifth contract amendment with the Children's Council of San Francisco, to manage the Preschool for All Program subsidies to eligible children of the City, increasing the not to exceed amount from \$40,730,000 to \$47,326,791 for the period of July 1, 2012, to June 30, 2015. (First 5 SF Children and Families Commission)
(Fiscal Impact)

Resolution No. 159-15

ADOPTED by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Avalos

150336 [Multifamily Housing Revenue Note - 588 Mission Bay Boulevard North (aka Mission Bay South Block 7 West) - Not to Exceed \$61,427,368]

Sponsor: Kim

Resolution authorizing the issuance and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$61,427,368 for the purpose of providing financing for the acquisition and construction of a 200-unit multifamily rental housing project located in the City at 588 Mission Bay Boulevard North (aka Mission Bay South Block 7 West); approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution, and subject to the terms of this Resolution, as defined herein; and related matters, as defined herein.

Resolution No. 161-15

ADOPTED by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Avalos

150353 [Accept In-Kind Gift - Vertiba, Inc. - Technical Assistance for District Attorney's Crime Strategies Unit - \$20,000]

Sponsor: Farrell

Resolution retroactively authorizing the San Francisco Office of the District Attorney to accept an in-kind gift of technical assistance for its Crime Strategies Unit valued at \$20,000 from Vertiba, Inc.

Resolution No. 164-15

ADOPTED by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Avalos

Recommendations of the Government Audit and Oversight Committee

150289 [Settlement of Lawsuit - Kimberley Tuyay - \$125,000]

Ordinance authorizing settlement of the lawsuit filed by Kimberley Tuyay against the City and County of San Francisco for \$125,000; the lawsuit was filed on March 24, 2014, in California Superior Court, San Francisco Branch, Case No. CGC-14-538197; entitled Kimberley Tuyay v. City and County of San Francisco, Department of Emergency Management, et al., later removed to the United States District Court for the Northern District of California, Case No. C 14-01981 NC. (City Attorney)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

150335 [North of Market/Tenderloin Community Benefit District - Annual Reports for FYs 2010-2013]

Sponsor: Kim

Resolution receiving and approving annual reports for the North of Market/Tenderloin Community Benefit District for FYs 2010-2013, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's Management Agreement with the City, Section 3.4.

Resolution No. 160-15

ADOPTED by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

150351 [Civic Center Community Benefit District - Annual Reports for FYs 2011-2014]

Sponsors: Breed; Kim

Resolution receiving and approving annual reports for the Civic Center Community Benefit District for FYs 2011-2014, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's Management Agreement with the City, Section 3.4.

Resolution No. 162-15

ADOPTED by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

150352 [Top of Broadway Community Benefit District - Annual Report for FY2013-2014]

Sponsor: Christensen

Resolution receiving and approving an annual report for the Top of Broadway Community Benefit District for FY2013-2014, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's Management Agreement with the City, Section 3.4.

Resolution No. 163-15

ADOPTED by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

Recommendations of the Land Use and Transportation Committee

141298 [Various Codes - Noise Regulations Relating to Residential Uses Near Places of Entertainment]

Sponsors: Breed; Wiener, Cohen, Kim, Christensen and Farrell

Ordinance amending the Building, Administrative, Planning, and Police Codes to require attenuation of exterior noise for new residential structures and acoustical analysis and field testing in some circumstances; to provide that a Place of Entertainment (POE) not become a public or private nuisance on the basis of noise for nearby residents of residential structures constructed or converted on or after January 1, 2005; to authorize the Entertainment Commission to hold a hearing on a proposed residential use near a POE, and require the project sponsor's participation in the hearing; to authorize the Entertainment Commission to measure noise conditions at such project sites and provide comments and recommendations regarding noise to the Planning Department and Department of Building Inspection; to require lessors and sellers of residential property to disclose to lessees and purchasers potential noise and other inconveniences associated with nearby POEs; to require that such disclosure requirements be recorded against all newly approved residential projects in a Notice of Special Restrictions; to require the Planning Department and Commission to consider noise issues when reviewing proposed residential projects; and to specify factors concerning noise for the Entertainment Commission to review when considering granting a POE permit; making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of local conditions under California Health and Safety Code, Section 17958.7; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the State Building Standards Commission upon final passage.

Supervisor Farrell requested to be added as a co-sponsor.

Supervisor Campos, seconded by Supervisor Christensen, moved that this Ordinance be CONTINUED ON FIRST READING to May 5, 2015. The motion carried by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

150002 [Planning Code - Landmark Designation - 182-198 Gough Street (aka the R. L. Goldberg Building)]

Sponsor: Breed

Ordinance designating 182-198 Gough Street (aka the R. L. Goldberg Building), Assessor's Block No. 0837, Lot No. 014, as a Landmark under Planning Code, Article 10; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Breed, seconded by Supervisor Cohen, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

Supervisor Breed introduced, welcomed, and presented a Certificate of Honor to the Women's International League for Peace and Freedom's in recognition of their 100th Anniversary, accomplishments, and continued community support.

SPECIAL ORDER 3:00 P.M.

141018 [Public Hearing - Appeal of Tentative Map - 639 Peralta Avenue]

Hearing of persons interested in or objecting to the decision of Public Works, dated September 18, 2014, approving a Tentative Map for a 2-Unit New Construction Condominium Project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014. (District 9) (Appellant: Alexander M. Weyand, on behalf of William H. Bradley) (Filed September 29, 2014). (Clerk of the Board)

The President acknowledged receipt of a letter received from Alexander Weyand (Appellant), dated April 27, 2015, for property located at 639 Peralta Avenue requesting a continuance of the appeal. The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance. Supervisor Campos provided some opening remarks. Rebecca Hoberg (Appellant); spoke in favor of the proposed continuance. There were no other speakers. The President declared public comment closed.

Supervisor Campos, seconded by Supervisor Mar, moved that this Hearing be CONTINUED OPEN to July 28, 2015, at 3:00 p.m. The motion carried by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

The President CONTINUED OPEN the Hearing to July 28, 2015, at 3:00 p.m.

141019 [Approving Decision of Public Works and Approving the Tentative Parcel Map - 639 Peralta Avenue]

Motion approving decision of Public Works and approving the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Mar, moved that this Motion be CONTINUED to July 28, 2015, at 3:00 p.m. The motion carried by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

141020 [Disapproving Decision of Public Works and Disapproving the Tentative Parcel Map - 639 Peralta Avenue]

Motion disapproving decision of Public Works and disapproving the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Mar, moved that this Motion be CONTINUED to July 28, 2015, at 3:00 p.m. The motion carried by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

141021 [Preparation of Findings Related to the Tentative Parcel Map - 639 Peralta Avenue]

Motion directing the Clerk of the Board to prepare findings related to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Mar, moved that this Motion be CONTINUED to July 28, 2015, at 3:00 p.m. The motion carried by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

COMMITTEE REPORTS

Recommendations of the Rules Committee

150388 [Approving Appointment, Commission on the Status of Women - Debbie Mesloh]

Motion approving the Mayor's appointment of Debbie Mesloh, term ending November 18, 2018, to the Commission on the Status of Women. (Clerk of the Board)

(Charter, Section 3.100(18), provides that the Board of Supervisors has the authority to reject the appointment by a two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by a two-thirds vote within the 30-day period shall result in the appointee continuing to serve as appointed. Transmittal date: April 3, 2015.)

Motion No. M15-073

APPROVED by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

150389 [Appointment, Energy Efficiency Coordinating Committee - Antonio Diaz]

Motion appointing Antonio Diaz (residency requirement waived), for a one-year term yet to be determined, to the Energy Efficiency Coordinating Committee. (Rules Committee)

Motion No. M15-074

APPROVED by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

150392 [Appointments, Children and Families First Commission - Linda Asato, Suzanne Giraudo, and Lynn Merz]

Motion appointing Linda Asato, Suzanne Giraudo, and Lynn Merz (residency requirement waived), terms ending April 29, 2019, to the Children and Families First Commission. (Rules Committee)

Motion No. M15-075

APPROVED by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

150393 [Appointments, Office of Early Care and Education Citizens' Advisory Committee - Kim Garcia-Meza, Candace Wong, Kathie Herrera-Autumn, and Sandee Blechman]

Motion appointing Kim Garcia-Meza and Candace Wong, terms ending May 1, 2017, and Kathie Herrera-Autumn and Sandee Blechman, terms ending May 1, 2018, to the Office of Early Care and Education Citizens' Advisory Committee. (Rules Committee)

Motion No. M15-076

APPROVED by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

150394 [Approving Appointments, Office of Early Care and Education Citizens' Advisory Committee - Carla Bryant, September Jarrett, Meredith Osborn, Yohana Quiroz, and Lygia Stebbing]

Motion approving the Mayor's appointments of Carla Bryant and September Jarrett, terms ending May 1, 2017, and Meredith Osborn, Yohana Quiroz, and Lygia Stebbing, terms ending May 1, 2018, to the Office of Early Care and Education Citizens' Advisory Committee. (Clerk of the Board) (Administrative Code, Section 5.122(a), provides that the Board of Supervisors has the authority to reject the appointment by a two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by a two-thirds vote within the 30-day period shall result in the appointee continuing to serve as appointed. Transmittal date: April 8, 2015.)

Motion No. M15-077

APPROVED by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Andrew Yip; expressed various concerns.

Walter Paulson; shared in song certain concerns with the Board.

Dr. Sheldon Theory (Rainbow Party); expressed concerns relating to general public comment and restraining orders.

Daisy Bourne; spoke regarding upcoming budget and neighborhood arts programs.

Christopher Dahl; expressed various concerns relating to sea level and climate change.

John DiDonna; shared in poem certain concerns with the Board.

Amy Farrah-Weiss; spoke regarding 'yes in my back yard' and short-term rentals.

Male Speaker; expressed various religious concerns.

Dana Rose; expressed various concerns relating to harassment and home invasions.

Tom Gilberty; expressed various concerns relating to wheelchair accessibility on Muni buses, associated funding, and signage.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

150413 [Public Works Week - April 20-25, 2015]

Sponsors: Breed; Tang

Resolution commending the men and women of San Francisco Public Works and declaring April 20-25, 2015, as Public Works Week in the City and County of San Francisco.

Supervisor Tang requested to be added as a co-sponsor.

Resolution No. 165-15

ADOPTED

150414 [Women's Lung Health Week - May 11-17, 2015]

Sponsors: Farrell; Christensen and Tang

Resolution declaring May 11-17, 2015, as Women's Lung Health Week in the City and County of San Francisco.

Supervisors Christensen and Tang requested to be added as co-sponsors.

Resolution No. 166-15

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Excused: 1 - Avalos

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

141302 [Health Code - Massage Practitioner and Business Permits, Associated Fees]

Sponsors: Tang; Yee and Farrell

Ordinance amending the Health Code to comprehensively revise regulation of massage practitioners, massage establishments, massage outcall services, and sole practitioner massage establishments by, among other things: 1) eliminating the exemption for massage businesses that employ solely massage practitioners certified by the California Massage Therapy Council from the permitting and regulatory authority of the Department of Public Health; 2) increasing the number of instructional hours required for massage practitioner permits; 3) denying massage business permits to applicants who have been convicted of criminal acts related to human trafficking; 4) aligning massage practitioner attire requirements with State law; 5) incorporating State human trafficking information posting requirements into local law for enforcement purposes; 6) revising the timing and criteria for granting, denying, suspending, and revoking massage practitioner permits, massage establishment permits, sole practitioner massage establishment permits, and outcall massage service permits; 7) specifying massage practitioner permit application and annual license fees; 8) updating the application and annual license fee amounts for massage establishments, outcall massage services, and sole practitioner massage establishments to reflect the currently authorized amounts; and 9) grouping related requirements and making other changes to enhance clarity and promote compliance.

12/16/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/15/2015.

01/15/15; REFERRED TO DEPARTMENT.

04/10/15; NOTICED.

04/16/15; NOTICED.

04/28/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

141303 [Planning Code - Massage Establishments]**Sponsor: Tang**

Ordinance amending the Planning Code to require that massage establishments, with certain exceptions, obtain a Conditional Use permit; to establish a legitimization program for certain massage establishments; and to make conforming amendments; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

12/16/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/15/2015.

01/15/15; REFERRED TO DEPARTMENT.

01/23/15; RESPONSE RECEIVED.

04/28/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

150431 [Administrative Code - Establishing Emergency Interagency Fire Safety Task Force]**Sponsors: Campos; Kim and Mar**

Ordinance amending the Administrative Code to establish an Emergency Interagency Fire Safety Task Force to review and make recommendations to the Board of Supervisors on proposed legislation and suggest other solutions to improve fire safety in multi-unit residential and multi-use buildings.

04/28/15; ASSIGNED to Public Safety and Neighborhood Services Committee.

150432 [Administrative Code - Retirement System Disability/Death Presumptions for Sheriff Members]**Sponsor: Farrell**

Ordinance amending the Administrative Code to add cancer and heart/pneumonia presumptions for industrial disability and death in the line of duty retirement benefits for Sheriff members of the San Francisco City and County Employees' Retirement System. (Fiscal Impact; No Budget and Legislative Analyst Report.)

04/28/15; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/28/2015.

150435 [Redevelopment Plan Amendment - Transbay Redevelopment Project Area]**Sponsor: Kim**

Ordinance approving a minor amendment to the Redevelopment Plan for the Transbay Redevelopment Project Area to provide bulk limits for general office buildings in Zone One; and making findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

04/28/15; ASSIGNED UNDER 30 DAY RULE to Board of Supervisors, expires on 5/28/2015.

150436 [Administrative Code - Establishing Cannabis State Legalization Task Force]**Sponsors: Wiener, Kim and Mar**

Ordinance amending the Administrative Code to establish the Cannabis State Legalization Task Force to advise the Board of Supervisors, the Mayor, and City departments regarding the local impacts of possible state legislation legalizing adult use of cannabis; and setting forth the membership and duties of the Task Force.

04/28/15; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/28/2015.

Resolutions

150088 [Accept and Expend Grant - San Francisco Parks Alliance - Renovation of South Park - Up to \$1,811,550]

Sponsor: Kim

Resolution authorizing the Recreation and Park Department to accept and expend a grant of up to \$1,811,550 from the San Francisco Parks Alliance, on behalf of the South Park Improvement Association, for the design and construction of the renovation of South Park, for a three-year term, to commence upon Board approval.

01/27/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

02/27/15; TRANSFERRED to Budget and Finance Sub-Committee.

04/28/15; SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.

150437 [Supporting Implementation of the 22 Fillmore Transit Priority Project and Urging Approval of the 2015 TIGER VII Grant Application]

Sponsors: Mayor; Kim

Resolution supporting the implementation of the 22 Fillmore Transit Priority Project; and urging the United States Department of Transportation to approve the 2015 TIGER VII Grant Application submitted by the San Francisco Municipal Transportation Agency.

04/28/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

150438 [Calling for the Development of a White-Paper on Private Commuter Shuttle Services]

Sponsor: Farrell

Resolution calling on the San Francisco Municipal Transportation Agency to develop a white-paper in coordination with the San Francisco County Transportation Authority, on the City's policy approach to private commuter shuttle services, and report back to the Board of Supervisors.

04/28/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

150358 [Committee of the Whole - Report of Assessment Costs for Blighted Properties]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on May 12, 2015, at 3:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director, pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

04/28/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

150433 [Committee of the Whole - Redevelopment Plan Amendment - Transbay Redevelopment Project Area - June 9, 2015]**Sponsor: Kim**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 9, 2015, at 3:00 p.m., to hold a public hearing to consider the proposed Minor Amendment to the Redevelopment Plan for the Transbay Redevelopment Project Area to provide bulk limits for general office buildings in Zone One.

04/28/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing**150439 [Hearing - California Pacific Medical Center's Compliance with the Cathedral Hill Development Agreement]****Sponsors: Campos; Farrell**

Hearing to review the California Pacific Medical Center's compliance with the Cathedral Hill Development Agreement; and requesting the Department of Public Health, the Office of Economic and Workforce Development, the San Francisco Municipal Transportation Agency, and the Planning Department to report.

04/28/15; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

150440 [Hearing - Budget Update - Department of Child Support Services - FY2015-2016]**Sponsor: Farrell**

Hearing to receive a budget update from the Department of Child Support Services for FY2015-2016.

04/28/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150441 [Hearing - Budget Update - San Francisco International Airport - FY2015-2016]**Sponsor: Farrell**

Hearing to receive a budget update from the San Francisco International Airport for FY2015-2016.

04/28/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150442 [Hearing - Budget Update - San Francisco Public Library - FY2015-2016]**Sponsor: Farrell**

Hearing to receive a budget update from the San Francisco Public Library for FY2015-2016.

04/28/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150443 [Hearing - Budget Update - San Francisco Public Utilities Commission - FY2015-2016]**Sponsor: Farrell**

Hearing to receive a budget update from the San Francisco Public Utilities Commission for FY2015-2016.

04/28/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150444 [Hearing - Budget Update - San Francisco Employees' Retirement System - FY2015-2016]**Sponsor: Farrell**

Hearing to receive a budget update from the San Francisco Employees' Retirement System for FY2015-2016.

04/28/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150445 [Hearing - Budget Update - Port of San Francisco - FY2015-2016]**Sponsor: Farrell**

Hearing to receive a budget update from the Port of San Francisco for FY2015-2016.

04/28/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

150446 [Hearing - Glen Park Streetscape Improvement Plan]**Sponsor: Wiener**

Hearing on the San Francisco Municipal Transportation Agency's (SFMTA) Glen Park Streetscape Improvement Plan, including the intersection of Diamond and Bosworth Streets, the project's overly lengthy timeline, high cost, missing scope including left turn signals, and overall lack of communication; and requesting the SFMTA to report.

04/28/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

150447 [Hearing - Grade-Level Literacy at San Francisco Public Schools]**Sponsor: Yee**

Hearing to discuss strategies to reach grade-level literacy at San Francisco public schools; and requesting the San Francisco Unified School District, the Department of Children, Youth, and Their Families, and the Public Library to report.

04/28/15; RECEIVED AND ASSIGNED to City and School District Select Committee.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES**150400 [Settlement and Dismissal of Lawsuit - Donnie Thomas, et al. - City to Receive \$200,534]**

Ordinance authorizing settlement and dismissal of the lawsuit filed by the City and County of San Francisco against Donnie Thomas, Miles Bonner, John Rauch, Robert Mazariegos, Vincent Padilla, Elizabeth Bradford, Jean Quiroz, Carlos Quiroz and Centennial Distributors, Inc., for \$200,534; the lawsuit was filed on August 19, 2010, in San Francisco Superior Court, Case No. CGC-10-502809; entitled City and County of San Francisco, et al. v. Donnie Thomas, et al. (City Attorney)

04/17/15; RECEIVED FROM DEPARTMENT.

04/28/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150401 [General Plan Amendments - Rincon Hill Streetscape Master Plan]

Ordinance amending the Rincon Hill Area Plan, a subsection of the General Plan, to incorporate the Rincon Hill Streetscape Master Plan and make other technical amendments; and making findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

04/20/15; RECEIVED FROM DEPARTMENT.

04/28/15; ASSIGNED UNDER 30 DAY RULE to Board of Supervisors, expires on 5/28/2015.

PROPOSED RESOLUTIONS

150402 [Agreement Amendment - Bayview Hunters Point Foundation for Community Improvement, Inc. - Behavioral Health Services - Not to Exceed \$29,250,463]

Resolution retroactively approving an amendment to the agreement between the Department of Public Health and the Bayview Hunters Point Foundation for Community Improvement, Inc., for behavioral health services, to increase the total contract amount by \$3,050,624 for a total contract amount of \$30,502,481 for the period of July 1, 2010, through December 31, 2015. (Public Health Department)
(Fiscal Impact)

04/16/15; RECEIVED FROM DEPARTMENT.

04/28/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150403 [Agreement Amendment - Public Health Foundation Enterprises, Inc. - Program Management Services for the San Francisco Homeless Outreach Team (SFHOT) Program - \$23,766,056]

Resolution approving an amendment to the agreement between the Department of Public Health and Public Health Foundation Enterprises, Inc., to provide program management services in support the San Francisco Homeless Outreach Team (SFHOT), to increase the contract by \$20,107,171 for a total contract amount of \$25,239,580 for the period of August 1, 2014, through June 30, 2018. (Public Health Department)
(Fiscal Impact)

04/16/15; RECEIVED FROM DEPARTMENT.

04/28/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150404 [Contract Amendment - Fort Help, LLC - Substance Abuse Treatment Services - Not to Exceed \$14,563,665]

Resolution retroactively approving the Sixth Amendment to the agreement between the Department of Public Health and Fort Help, LLC, for substance abuse treatment services for heroin and other opiate users with methadone and other opiate replacement therapies, to increase the contract amount by \$4,878,797 for a total contract amount not to exceed \$14,852,981 for the period of September 1, 2008, through June 30, 2018. (Public Health Department)
(Fiscal Impact)

04/16/15; RECEIVED FROM DEPARTMENT.

04/28/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150405 [Contract Amendment - San Francisco Study Center - Fiscal Intermediary Support - Not to Exceed \$13,451,201]

Resolution approving an amendment to the agreement between the Department of Public Health and San Francisco Study Center for fiscal intermediary support of five programs providing services to adults and transitional-aged youth, to increase the total contract amount by \$4,083,108 for a total contract amount of \$15,099,701 for the period of July 1, 2010, through December 31, 2015. (Public Health Department)
(Fiscal Impact)

04/16/15; RECEIVED FROM DEPARTMENT.

04/28/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150406 [Contract Amendment - Aon Risk Insurance Services West, Inc. - Insurance Broker and Risk Management Consulting Services - \$15,755,292]

Resolution authorizing the Director of Risk Management to enter into the First Amendment of a contract with Aon Risk Insurance Services West, Inc., for insurance broker and risk management consulting services, to increase the contract limit from \$9,500,000 to \$17,125,000 for the term ending July 21, 2016. (City Administrator)
(Fiscal Impact)

04/20/15; RECEIVED FROM DEPARTMENT.

04/28/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150407 [Contract Amendment - Alliant Insurance Services, Inc. - Insurance Broker and Risk Management Consulting Services - \$32,288,248]

Resolution authorizing the Director of Risk Management to enter into the First Amendment of a contract with Alliant Insurance Services, Inc., for insurance broker and risk management consulting services, to increase the contract limit from \$19,520,840 to \$32,520,840 for the term ending July 30, 2017. (City Administrator)
(Fiscal Impact)

04/20/15; RECEIVED FROM DEPARTMENT.

04/28/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

In Memoriams

*Wayne Yoshito Osaki - Supervisors Breed and Mar
Dora Quirke - Supervisor Tang*

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 3:11 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on June 9, 2015.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, May 5, 2015 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

JUL - 8 2015

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LONDON BREED, PRESIDENT

JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee

Supervisors Farrell, Tang, Mar, Yee, Wiener

Wednesday

1:00 PM

Budget and Finance Sub-Committee

Supervisors Farrell, Tang, Mar

Wednesday

10:00 AM

City and School District Select Committee

Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns

4th Thursday

3:30 PM

Government Audit and Oversight Committee

Supervisors Yee, Christensen, Breed

1st and 3rd Thursday

10:30 AM

Land Use and Transportation Committee

Supervisors Cohen, Wiener, Kim

Monday

1:30 PM

Public Safety and Neighborhood Services Committee

Supervisors Mar, Campos, Christensen

1st and 3rd Thursday

2:00 PM

Rules Committee

Supervisors Avalos, Tang, Cohen

2nd and 4th Thursday

11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:02 p.m. On the call of the roll, Supervisors Kim and Yee were not present. There was a quorum.

Supervisors Kim and Yee were noted present at 2:03 p.m.

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of March 31, 2015. There were no corrections.

Supervisor Mar, seconded by Supervisor Kim, moved to approve the Board Meeting Minutes of March 31, 2015. The motion carried by the following vote, following general public comment:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

There were no consent agenda items.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Government Audit and Oversight Committee

150289 [Settlement of Lawsuit - Kimberley Tuyay - \$125,000]

Ordinance authorizing settlement of the lawsuit filed by Kimberley Tuyay against the City and County of San Francisco for \$125,000; the lawsuit was filed on March 24, 2014, in California Superior Court, San Francisco Branch, Case No. CGC-14-538197; entitled Kimberley Tuyay v. City and County of San Francisco, Department of Emergency Management, et al., later removed to the United States District Court for the Northern District of California, Case No. C 14-01981 NC. (City Attorney)

Ordinance No. 069-15

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

141298 [Various Codes - Noise Regulations Relating to Residential Uses Near Places of Entertainment]

Sponsors: Breed; Wiener, Cohen, Kim, Christensen and Farrell

Ordinance amending the Building, Administrative, Planning, and Police Codes to require attenuation of exterior noise for new residential structures and acoustical analysis and field testing in some circumstances; to provide that a Place of Entertainment (POE) not become a public or private nuisance on the basis of noise for nearby residents of residential structures constructed or converted on or after January 1, 2005; to authorize the Entertainment Commission to hold a hearing on a proposed residential use near a POE, and require the project sponsor's participation in the hearing; to authorize the Entertainment Commission to measure noise conditions at such project sites and provide comments and recommendations regarding noise to the Planning Department and Department of Building Inspection; to require lessors and sellers of residential property to disclose to lessees and purchasers potential noise and other inconveniences associated with nearby POEs; to require that such disclosure requirements be recorded against all newly approved residential projects in a Notice of Special Restrictions; to require the Planning Department and Commission to consider noise issues when reviewing proposed residential projects; and to specify factors concerning noise for the Entertainment Commission to review when considering granting a POE permit; making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of local conditions under California Health and Safety Code, Section 17958.7; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the State Building Standards Commission upon final passage.

Supervisor Breed, seconded by Supervisor Wiener, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150002 [Planning Code - Landmark Designation - 182-198 Gough Street (aka the R. L. Goldberg Building)]

Sponsor: Breed

Ordinance designating 182-198 Gough Street (aka the R. L. Goldberg Building), Assessor's Block No. 0837, Lot No. 014, as a Landmark under Planning Code, Article 10; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Cohen, seconded by Supervisor Mar, moved that this Ordinance be CONTINUED ON FINAL PASSAGE to May 12, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150117 [Administrative Code - Relocation Payments to Evicted Tenants]

Sponsors: Campos; Kim, Avalos and Mar

Ordinance amending the Administrative Code to modify the calculation of the difference between the rent paid by an evicted tenant and market rent (rental payment differential) by having the Controller use data from RealFacts based on number of bedrooms, or another data source providing reliable market data; to cap relocation payments based on the rental payment differential at \$50,000; to require the tenant to submit to the landlord a sworn statement of intent to use the relocation payment solely for housing or other relocation costs; to require the tenant to keep proof of expenditures on relocation costs for at least three years after vacating the unit, and to make copies available to the landlord within ten business days of a request; and to require the tenant to reimburse the landlord any portion of the relocation payment not expended on relocation costs within three years after vacating the unit.

Ordinance No. 068-15

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee**150291 [New Lease Extension - Robert J. Cort Marital Trust - 760 Harrison Street - \$304,200 in Initial Year]**

Resolution authorizing a new Lease between the City and County of San Francisco, as Tenant, and the Robert J. Cort Marital Trust, as Landlord, for clinic space located at 760 Harrison Street, consisting of approximately 13,000 square feet for use by the Department of Public Health; continuing the original lease at \$25,350 monthly through June 30, 2017, for \$304,200 rent in the initial year, plus an additional five-year period at \$42,488 monthly through June 30, 2022, with two 2% annual increases, and three five-year options to extend. (Real Estate Department) (Fiscal Impact.)

Resolution No. 169-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150366 [Apply for, Accept, and Expend Grant - Community Development Block Grant Program - \$19,605,891 - FY2015-2016]**Sponsor: Mayor**

Resolution approving the FY2015-2016 Community Development Block Grant (CDBG) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2015-2016 CDBG Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$16,489,944 and to expend program income and reprogrammed funds in the amount of \$3,115,947 for a combined total amount of \$19,605,891 over the period beginning July 1, 2015, through the date when all funds are expended.

Resolution No. 172-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150367 [Apply for, Accept, and Expend Grant - Housing Opportunities for Persons with AIDS Program - \$7,562,162 - FY2015-2016]**Sponsor: Mayor**

Resolution approving the FY2015-2016 Housing Opportunities for Persons with AIDS (HOPWA) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2015-2016 HOPWA Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$7,461,390 and to expend program income and reprogrammed funds in the amount of \$100,772 for a combined total of \$7,562,162 for the period of July 1, 2015, through June 30, 2020.

Resolution No. 173-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150368 [Apply for, Accept, and Expend Grant - HOME Program - \$5,806,358 - FY2015-2016]**Sponsor: Mayor**

Resolution approving the FY2015-2016 HOME Investment Partnership (HOME) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2015-2016 HOME Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$3,931,015 and to expend program income in the amount of \$1,875,343 for a combined total of \$5,806,358 for the term of July 1, 2015, through June 30, 2020.

Resolution No. 174-15**ADOPTED by the following vote:**

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150369 [Apply for, Accept, and Expend Grant - Emergency Solutions Grants Program - \$1,482,125 - FY2015-2016]

Sponsor: Mayor

Resolution approving the FY2015-2016 Emergency Solutions Grants (ESG) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2015-2016 ESG Program entitlement from the U.S. Department of Housing and Urban Development, in the amount of \$1,482,125 for an unspecified period starting July 1, 2015.

Resolution No. 175-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150370 [Accept and Expend Grant - California HCD Local Housing Trust Fund Grant - \$2,000,000]

Sponsor: Breed

Resolution authorizing the Mayor's Office of Housing and Community Development to accept and expend a grant in the amount of \$2,000,000 from the California Department of Housing and Community Development Local Housing Trust Fund Program.
(Fiscal Impact.)

Resolution No. 176-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150371 [California Enterprise Development Authority Revenue Obligations Issuance - The Urban School of San Francisco - Not to Exceed \$25,000,000]

Sponsor: Breed

Resolution approving, for purposes of Internal Revenue Code, Section 147(f), the Issuance and Sale of Revenue Obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$25,000,000 to finance or refinance the acquisition, construction, installation, rehabilitation, equipping, and/or furnishing of K-12 educational facilities to be owned and operated by, or leased and operated by, The Urban School of San Francisco, a California non-profit public benefit corporation.

Resolution No. 177-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150373 [Lease Agreement - Glenridge Nursery School - Silver Tree Building - Initial Annual Base Rent of \$26,380.91 and Rent Credits of Up to \$25,000]

Sponsor: Wiener

Resolution authorizing the General Manager of the Recreation and Park Department to execute a fifteen-year lease with Glenridge Nursery School for the Silver Tree Building in Glen Canyon Park for an initial annual base rent of \$26,380.91 and rent credits of up to \$25,000 following completion of roof replacement for the term of June 6, 2015, through June 5, 2030.

Resolution No. 178-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

150331 [Teatro ZinZanni Hotel/Theater/Park Project - Sole Source Negotiations]

Resolution exempting from the competitive bidding policy set forth in Administrative Code, Section 2.6-1, the potential real estate transaction involving Port property at Seawall Lots 324 and 323 on the west side of The Embarcadero at Vallejo Street with Teatro ZinZanni, and financial partner Kenwood Investments No. 6, LLC, operating together as TZK Broadway, LLC (TZK), for development of a dinner theater and maximum 200-room, 40-foot boutique hotel and an approximately 7,500 square foot privately financed public park and ancillary uses; urging the Port, Teatro ZinZanni, and TZK to engage in outreach to affected and interested neighbors, community members and other stakeholders to ensure that the proposed project is designed with public input; and urging the Port Director, with the assistance of Port staff, the City Attorney's Office, and other City officials to take all actions needed to negotiate an exclusive negotiating agreement and a term sheet with Teatro ZinZanni and TZK on a sole source basis, consistent with this Resolution. (Port) (Supervisor Kim dissented in committee.)

Supervisor Kim, seconded by Supervisor Christensen, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Resolution No. 170-15

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150341 [Street Encroachment - Newcomb Avenue Frontage of 4705-3rd Street - San Francisco Arts Commission]

Resolution granting revocable permission to the San Francisco Arts Commission to occupy a portion of the public right-of-way to construct and maintain a new concrete entry stairway with illuminated handrails, an accessible ramp at the main point of egress and ingress and other related improvements, at the Newcomb Avenue frontage of 4705-3rd Street (Assessor's Block No. 5311, Lot No. 036); affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Resolution No. 171-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Rules Committee

150180 [Appointment, Citizen's Committee on Community Development - Patrina Hall]

Motion appointing Patrina Hall, term ending February 23, 2017, to the Citizen's Committee on Community Development. (Rules Committee)

Motion No. M15-078

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150391 [Appointment, Veterans Affairs Commission - Sam Pandey]

Motion appointing Sam Pandey, term ending January 31, 2016, to the Veterans Affairs Commission. (Rules Committee)

Motion No. M15-079

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations**Privilege of the Floor**

Supervisor Mar, seconded by Supervisor Farrell, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ASIAN-PACIFIC AMERICAN HERITAGE MONTH

Supervisor Mar and Claudine Cheng, President, APA Heritage Foundation, provided some opening remarks. Supervisors introduced, welcomed, and presented Certificates of Honor to individuals and organizations in recognition of Asian-Pacific American Heritage Month, their accomplishments, and their continued community support as referenced below:

*Supervisor Farrell recognized Soo Venkatesan; and
Supervisor Christensen recognized Leland Wong; and
Supervisor Cohen recognized Curt Yagi (Real Options for City Kids); and
Supervisor Mar recognized #Asian4BlackLives; and
Supervisor Kim recognized Tim Figueras; and
Supervisor Tang recognized Allan Ma; and
Supervisor Yee recognized Dennis Wu; and
Supervisor Wiener recognized Maria Nona Villasin; and
Supervisor Breed recognized Rodney Chin; and
Supervisor Campos recognized Community Empowerment Center; and
Supervisor Avalos recognized Pei Juan Liu, Xing Zhen, and Karen Kuang (Sisterhood Farms Community).*

COMMITTEE REPORT

Recommendation of the Land Use and Transportation Committee

150412 [Interim Zoning Controls - Conditional Use Authorization for Medical Cannabis Dispensaries in Irving, Judah, Noriega, and Taraval Neighborhood Commercial Districts]

Sponsor: Tang

Resolution imposing interim zoning controls to reinstate the conditional use authorization requirement for Medical Cannabis Dispensaries in the Irving, Judah, Noriega, and Taraval Street Neighborhood Commercial Districts, and impose additional conditional use authorization criteria; and making environmental findings, including findings of consistency with the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact); (Economic Impact pending further Office of Economic Analysis Review)

Resolution No. 179-15

ADOPTED by the following vote:

Ayes: 9 - Breed, Campos, Christensen, Cohen, Farrell, Kim, Tang, Wiener, Yee

Noes: 2 - Avalos, Mar

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Mark Trout; expressed various religious concerns.

Andrew Yip; expressed various concerns.

Walter Paulson; shared in song certain concerns with the Board.

Vladimir; expressed various concerns relating to fascism.

Christopher Dahl; expressed various concerns relating to sea level and the Hall of Justice.

Amy Farrah-Weiss; spoke regarding 'yes in my back yard,' housing, and short-term rentals.

Paul Hansbury; expressed various concerns.

Hene Kelly; spoke regarding proposed legislation relating to housing moratorium in the Mission District.

Edmond Larry Juizye; expressed various concerns.

Merlin; expressed various concerns relating to taxi service and car ride sharing programs.

Alan Martinez; spoke regarding proposed legislation relating to housing moratorium in the Mission District.

Michael Lyon; spoke regarding proposed legislation relating to housing moratorium in the Mission District.

Leslie; expressed various concerns relating to radiation and antennas.

Sudie Skull; expressed various concerns relating to microwave radiation and cancer.

Tom Gilberty; expressed various concerns relating to wheelchair accessibility.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE**150438 [Calling for the Development of a White-Paper on Private Commuter Shuttle Services]****Sponsor: Farrell**

Resolution calling on the San Francisco Municipal Transportation Agency to develop a white-paper in coordination with the San Francisco County Transportation Authority, on the City's policy approach to private commuter shuttle services, and report back to the Board of Supervisors.

Resolution No. 180-15**ADOPTED****150358 [Committee of the Whole - Report of Assessment Costs for Blighted Properties]**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on May 12, 2015, at 3:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director, pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

Motion No. M15-080**APPROVED****150433 [Committee of the Whole - Redevelopment Plan Amendment - Transbay Redevelopment Project Area - June 9, 2015]****Sponsor: Kim**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 9, 2015, at 3:00 p.m., to hold a public hearing to consider the proposed Minor Amendment to the Redevelopment Plan for the Transbay Redevelopment Project Area to provide bulk limits for general office buildings in Zone One.

Motion No. M15-081**APPROVED**

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisors Kim and Cohen requested that File No. 150437 be severed so that it may be considered separately.

150437 [Supporting Implementation of the 22 Fillmore Transit Priority Project and Urging Approval of the 2015 TIGER VII Grant Application]

Sponsors: Mayor; Kim

Resolution supporting the implementation of the 22 Fillmore Transit Priority Project; and urging the United States Department of Transportation to approve the 2015 TIGER VII Grant Application submitted by the San Francisco Municipal Transportation Agency.

Privilege of the floor was granted unanimously to Jon Givner, Deputy City Attorney, Nicole Elliott, Mayor's Legislative Director, and Cathal Hennessy (MTA) who responded to questions raised throughout the discussion.

Supervisor Kim, seconded by Supervisor Campos, moved that this Resolution be AMENDED on Page 1, Line 8, by changing the amount to \$20,000,000, and on Page 3, Line 18, by changing the amount to \$20,000,000. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Cohen, seconded by Supervisor Kim, moved that this Resolution be CONTINUED AS AMENDED to May 12, 2015. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

150456 [Planning Code - Measurement of Rooftop Appurtenances and Infill Spaces for Noncomplying Structures in C-3 Zoning Districts]

Sponsor: Mayor

Ordinance amending the Planning Code, by adding a new Subsection 188(g), to modify the measurement methodology for rooftop appurtenances and create a process to authorize certain types of infill floor area in existing structures, located in a C-3 (Downtown Commercial) Zoning District, which exceed the current height limit; affirming the Planning Department's California Environmental Quality Act determination; and making findings of consistency with the General Plan, Planning Code, Section 302, and the eight priority policies of Planning Code, Section 101.1.

05/05/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/4/2015.

150457 [Appropriation and De-Appropriation - Development Impact Fee Revenue and Expenditures - Municipal Transportation Agency - \$16,719,000 and \$800,000 Respectively - FY2015-2016]

Sponsor: Mayor

Ordinance appropriating \$16,719,000 and de-appropriating \$800,000 of Development Impact Fee revenue and expenditures to the Municipal Transportation Agency, amending estimated receipts and estimated expenditures in FY2015-2016.

(Fiscal Impact)

05/05/15; ASSIGNED to Budget and Finance Sub-Committee.

150458 [Appropriation - Municipal Transportation Agency - \$32,220,000 - FY2015-2016]

Sponsors: Mayor; Farrell

Ordinance appropriating \$32,220,000 to the Municipal Transportation Agency, amending estimated receipts and estimated expenditures in FY2015-2016.

(Fiscal Impact; No Budget and Legislative Analyst Report.)

05/05/15; ASSIGNED to Budget and Finance Sub-Committee.

150459 [Appropriation - General Obligation Bond Proceeds for Transportation and Road Improvement Projects - \$67,540,000 - FY2014-2015]**Sponsors: Mayor; Tang and Wiener**

Ordinance appropriating \$67,540,000 of the 2015B Series Transportation and Road Improvement General Obligation Bond proceeds in FY2014-2015, including \$8,698,132 to the Department of Public Works for Better Market Street Projects and \$58,841,868 to the Municipal Transportation Agency for Muni Forward Rapid Network Improvement Projects, Pedestrian Safety Improvement Projects, and the Caltrain Communications Based Overlay Signal System Positive Train Control System; adopting findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code, Chapter 31; and placing these funds on Controller's Reserve pending the sale of the bonds.

(Fiscal Impact)

05/05/15; ASSIGNED to Budget and Finance Sub-Committee.

150460 [Sale of City Property - 35 and 45 Onondaga Avenue - No Less Than \$640,000]**Sponsor: Avalos**

Ordinance authorizing the sale, by public competitive bid, of City-owned property located at 35 and 45 Onondaga Avenue for no less than \$640,000; adopting findings that the sale is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing other actions in furtherance of this Ordinance.

(Fiscal Impact; No Budget and Legislative Analyst Report.)

05/05/15; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 6/4/2015.

150461 [Zoning - Interim Moratorium on Certain New Residential Uses and Elimination of Production, Distribution, and Repair Uses in a Portion of the Mission Area Plan of the General Plan]**Sponsors: Campos; Mar, Kim, Avalos and Yee**

Urgency Ordinance approving an interim zoning moratorium on the issuance of any permits to demolish, merge, convert, or construct housing projects, as defined, on the issuance of any permits to demolish, convert, or eliminate Production, Distribution, and Repair (PDR), and to create an exception from the interim zoning moratorium for the issuance of permits for 100% affordable housing projects, as defined, and to allow the elimination of PDR uses where necessary to permit 100% affordable housing projects, in a portion of the Mission Area Plan of the General Plan (comprising the area bounded by the north side of Cesar Chavez, from the east side of Valencia to the west side of Potrero; the west side of Potrero, from the north side of Cesar Chavez to the south side of 20th Street; the south side of 20th Street, from the west side of Potrero to the west side of Bryant; the west side of Bryant, from the south side of 20th Street to the south side of Division; the south side of Division, from the west side of Bryant to the east side of Valencia; the east side of Valencia, from the south side of Division to the north side of Cesar Chavez); affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the eight priority policies of Planning Code, Section 101.1.

05/05/15; ASSIGNED to Land Use and Transportation Committee.

150462 [Public Works Code - Waiver of Street Space Fee for Small Business Week Sidewalk Sales]**Sponsor: Farrell**

Ordinance retroactively waiving the fee required by Public Works Code, Section 724.1(b), for temporary street space occupancy permit on certain designated City streets on Saturday, May 16, 2015, and Saturday, May 23, 2015, as part of Small Business Week Sidewalk Sales.

05/05/15; ASSIGNED to Budget and Finance Sub-Committee.

150463 [Administrative Code - Film Rebate Program Amendments - \$4,000,000 Funding Cap]**Sponsor: Farrell**

Ordinance amending the Administrative Code to extend the Film Rebate Program expiration date from June 30, 2015, to June 30, 2019, to correspondingly increase the authorized funding cap for the Film Rebate Project Account from \$3,000,000 to \$4,000,000 subject to annual appropriation and to make certain technical corrections.

(Fiscal Impact)

05/05/15; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 6/4/2015.

150464 [Health Code - Enforcement of Service Station Bathroom Requirements and Fines]**Sponsor: Kim**

Ordinance amending the Health Code to permit the imposition of administrative fines for violations of the duty to provide clean and sanitary washrooms for the use of gasoline station patrons.

05/05/15; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 6/4/2015.

150465 [Planning Code - Accessory Use Entertainment in Specified Western South of Market Districts]**Sponsor: Kim**

Ordinance amending the Planning Code to allow accessory use entertainment (with limited live performance permits) in the Western South of Market Mixed Use General and Regional Commercial Districts; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

05/05/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/4/2015.

Resolutions**150466 [Sale of General Obligation Bonds - Transportation and Road Improvement Bonds - Not to Exceed \$67,540,000]****Sponsors: Mayor; Tang and Wiener**

Resolution authorizing and directing the sale of not to exceed \$67,540,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Transportation and Road Improvement Bonds, 2014), Series 2015B; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of said bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to documents, as defined herein; waiving the deadline for submission of Bond Accountability Reports; adopting findings under the California Environmental Quality Act (CEQA), CEQA Guidelines and Chapter 31 of the Administrative Code; ratifying certain actions previously taken as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, as defined herein. (Fiscal Impact)

05/05/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150467 [Issuance of General Obligation Bonds - Transportation and Road Improvement Bonds - Not to Exceed \$500,000,000]**Sponsors: Mayor; Tang and Wiener**

Resolution providing for the issuance of not to exceed \$500,000,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Transportation and Road Improvement Bonds, 2014); authorizing the execution, authentication, and registration of said bonds; providing for the levy of a tax to pay the principal and interest thereof; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related thereto; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, as defined herein.

(Fiscal Impact)

05/05/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150468 [Refunding Certificates of Participation, Series 2015-R1 - City Office Buildings - Multiple Properties Project - Not to Exceed \$188,700,000]**Sponsors: Mayor; Farrell**

Resolution approving the form of an Official Statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; authorizing City officials to take necessary actions in connection with the authorization, sale execution, and delivery of the Refunding Certificates of Participation Series 2015-R1 (City Office Buildings - Multiple Properties Project), in an amount not to exceed \$188,700,000, as defined herein; and ratifying previous actions taken in connection therewith, as defined herein.

05/05/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150469 [Certificates of Participation - War Memorial Veterans Building Seismic Upgrade and Improvements - Official Statement]**Sponsors: Mayor; Farrell**

Resolution approving the form of and authorizing the distribution of a preliminary official statement relating to the execution and delivery of City and County of San Francisco Certificates of Participation for the War Memorial Veterans Building Seismic Upgrade and Improvements and authorizing the preparation, execution, and delivery of a final official statement; ratifying the approvals and terms and conditions of a previous Ordinance, as defined herein; and related matters.

05/05/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150470 [General Obligation Bonds - Amending Resolution No. 284-14 - Seismic Safety Loan Program - Not to Exceed \$24,000,000]**Sponsors: Mayor; Cohen and Farrell**

Resolution amending and supplementing Resolution No. 284-14 to authorize the sale of not to exceed \$24,000,000 aggregate principal amount of City and County of San Francisco Taxable General Obligation Bonds (Seismic Safety Loan Program, 1992), Series 2014C, by private placement to the financial institution identified herein, to authorize the execution of a Declaration of Trust and a Continuing Covenant Agreement in connection therewith and authorizing and approving modifications to said documents, as defined herein; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, as defined herein.

05/05/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150471 [Urging the Mayor to Form an Interagency Working Group to Create an Eviction Early Warning System]**Sponsor: Christensen**

Resolution urging Mayor Lee to form an interagency working group with participation from the Mayor's Office of Housing and Community Development, the Rent Board, and in coordination with the Board of Supervisors, to create an Eviction Early Warning System.

05/05/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150472 [Contract Amendment - New Flyer of America, Inc. - Purchase of Low Floor Diesel Hybrid Buses - Not to Exceed \$167,639,669]**Sponsors: Tang; Breed and Mar**

Resolution approving Amendment No. 1 to Contract No. CPT 713 (Procurement of 40-Foot and 60-Foot Low Floor Diesel Hybrid Buses) with New Flyer of America, Inc., to change the propulsion system in six of the previously ordered 61 buses from parallel propulsion to series propulsion; and to exercise Option No. 1 of the contract to purchase an additional 48 standard and 50 articulated low floor diesel hybrid buses, for an additional amount of \$99,382,133 and a total contract amount not to exceed \$167,639,669 to commence following Board approval.

(Fiscal Impact)

05/05/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150473 [Supporting California State Senate Bill 32 (Pavley) - Climate Pollution Reduction Beyond 2020]**Sponsor: Wiener**

Resolution supporting California Senate Bill 32, authored by Senator Fran Pavley, which sets an enforceable greenhouse gas reduction target of 80% below 1990 levels in California by 2050.

05/05/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing**150434 [Hearing - Redevelopment Plan Amendment - Transbay Redevelopment Project Area]**

Hearing to consider the proposed Ordinance approving a minor amendment to the Redevelopment Plan for the Transbay Redevelopment Project Area to provide bulk limits for general office buildings in Zone One; and making findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

05/05/15; RECEIVED AND ASSIGNED to Board of Supervisors.

150359 [Hearing - Report of Assessment Costs for Blighted Properties]

Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or abatement of blighted conditions ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

04/22/15; NOTICED.

05/05/15; RECEIVED AND ASSIGNED to Board of Supervisors.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTIONS

150423 [Settlement of Unlitigated Claim - Association of Bay Area Governments and ABAG Financing Authority for Nonprofit Corporations - City to Receive \$1,296,340.66 Plus Interest and Other Costs]

Resolution approving the settlement of the unlitigated claim in favor of the City against the Association of Bay Area Governments (ABAG) and the ABAG Financing Authority for Nonprofit Corporations for \$1,296,340.66 plus interest and other costs; the City's claim sought recovery following the embezzlement of certain Rincon Hill Community Facilities District bond funds under the jurisdiction of the Mayor's Office of Housing and Community Development. (City Attorney)

04/24/15; RECEIVED FROM DEPARTMENT.

05/05/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150424 [Settlement of Unlitigated Claim - The Trustees of the University of Pennsylvania - \$68,563.99]

Resolution approving the settlement of the unlitigated claim filed by The Trustees of the University of Pennsylvania, on behalf of The Wharton School of the University of Pennsylvania, against the City and County of San Francisco for \$68,563.99; claim was filed on February 17, 2015. (City Attorney)

04/24/15; RECEIVED FROM DEPARTMENT.

05/05/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150425 [Settlement of Unlitigated Claim - Paul Jan Lee - \$32,500]

Resolution approving the settlement of the unlitigated claim filed by Paul Jan Lee against the City and County of San Francisco for \$32,500; claim was filed on February 17, 2015. (City Attorney)

04/24/15; RECEIVED FROM DEPARTMENT.

05/05/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150426 [Real Property Lease - K.L.W. Investments, LLC - 3119 Mission Street - \$473,884 Base Rent in Initial Year]

Resolution authorizing the lease with K.L.W. Investments, LLC, as Landlord, for the entire property, commonly known as 3119 Mission Street, consisting of approximately 11,085 square feet at \$39,490.31 monthly, for \$473,884 base rent in the initial year, for use by the Human Service Agency for a five-year term from July 1, 2015, through June 30, 2020. (Real Estate Department) (Fiscal Impact)

04/27/15; RECEIVED FROM DEPARTMENT.

05/05/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150427 [Real Property Lease - K.L.W. Investments, LLC - 3120 Mission Street - \$1,677,980 Base Rent in Initial Year]

Resolution authorizing the lease with K.L.W. Investments, LLC, as Landlord, for the entire property, commonly known as 3120 Mission Street, consisting of approximately 39,251 square feet at \$139,831.66 monthly, for \$1,677,980 of base rent in the initial year, for use by the Human Service Agency for a five-year term from July 1, 2015, through June 30, 2020. (Real Estate Department)
(Fiscal Impact)

04/27/15; RECEIVED FROM DEPARTMENT.

05/05/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150428 [Prevailing Wage Rates - Various Workers Performing Work Under City Contracts]

Resolution fixing prevailing wage rates for workers performing work under City contracts for public work and improvements; workers performing work under City contracts for janitorial services; workers performing work in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; workers engaged in theatrical or technical services for shows on property owned by the City; workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City; workers performing moving services under City contracts at facilities owned or leased by the City; and workers engaged in exhibit, display, or trade show work at a special event on property owned by the City. (Civil Service Commission)
(Fiscal Impact)

04/27/15; RECEIVED FROM DEPARTMENT.

05/05/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

In Memoriam

Sandra Rosenfield - Supervisor Tang

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:54 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on June 16, 2015.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, May 12, 2015 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

JUL - 8 2015

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PUBLIC LIBRARY

LONDON BREED, PRESIDENT

JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee

Supervisors Farrell, Tang, Mar, Yee, Wiener

Wednesday
1:00 PM

Budget and Finance Sub-Committee

Supervisors Farrell, Tang, Mar

Wednesday
10:00 AM

City and School District Select Committee

Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns

4th Thursday
3:30 PM

Government Audit and Oversight Committee

Supervisors Yee, Christensen, Breed

1st and 3rd Thursday
10:30 AM

Land Use and Transportation Committee

Supervisors Cohen, Wiener, Kim

Monday
1:30 PM

Public Safety and Neighborhood Services Committee

Supervisors Mar, Campos, Christensen

1st and 3rd Thursday
2:00 PM

Rules Committee

Supervisors Avalos, Tang, Cohen

2nd and 4th Thursday
11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:03 p.m. On the call of the roll, Supervisors Avalos and Kim were not present. There was a quorum.

Supervisor Avalos was noted present at 2:04 p.m.

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of April 7, 2015. There were no corrections.

Supervisor Campos, seconded by Supervisor Christensen, moved to approve the Board Meeting Minutes of April 7, 2015. The motion carried by the following vote, following general public comment:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Absent: 1 - Kim

Supervisor Kim was noted present at 2:06 p.m.

AGENDA CHANGES

There were no agenda changes.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

150477 [Formal Policy Discussions - May 12, 2015]

Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall answer the following eligible question submitted from the Supervisor representing District 4. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Mayor Lee - One of the biggest complaints we hear from small business owners is that the City's permitting process is too difficult. They cite issues such as the high cost for permits, as well as the lengthy amount of time it takes to make it through the process. Additionally, small business owners have expressed that when their project involves review by multiple departments, in addition to Planning Department and Department of Building Inspection, that the process becomes even more lengthy and unpredictable. Given the importance of our small business community, what is your office and the relevant City departments doing to address these permitting challenges? We want to ensure that great, neighborhood-serving businesses can be set up and continue to thrive in San Francisco. (Supervisor Tang, District 4)

Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced questions. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

There were no consent agenda items.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Land Use and Transportation Committee

141298 [Various Codes - Noise Regulations Relating to Residential Uses Near Places of Entertainment]

Sponsors: Breed; Wiener, Cohen, Kim, Christensen and Farrell

Ordinance amending the Building, Administrative, Planning, and Police Codes to require attenuation of exterior noise for new residential structures and acoustical analysis and field testing in some circumstances; to provide that a Place of Entertainment (POE) not become a public or private nuisance on the basis of noise for nearby residents of residential structures constructed or converted on or after January 1, 2005; to authorize the Entertainment Commission to hold a hearing on a proposed residential use near a POE, and require the project sponsor's participation in the hearing; to authorize the Entertainment Commission to measure noise conditions at such project sites and provide comments and recommendations regarding noise to the Planning Department and Department of Building Inspection; to require lessors and sellers of residential property to disclose to lessees and purchasers potential noise and other inconveniences associated with nearby POEs; to require that such disclosure requirements be recorded against all newly approved residential projects in a Notice of Special Restrictions; to require the Planning Department and Commission to consider noise issues when reviewing proposed residential projects; and to specify factors concerning noise for the Entertainment Commission to review when considering granting a POE permit; making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of local conditions under California Health and Safety Code, Section 17958.7; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the State Building Standards Commission upon final passage.

Ordinance No. 070-15

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150002 [Planning Code - Landmark Designation - 182-198 Gough Street (aka the R. L. Goldberg Building)]

Sponsor: Breed

Ordinance designating 182-198 Gough Street (aka the R. L. Goldberg Building), Assessor's Block No. 0837, Lot No. 014, as a Landmark under Planning Code, Article 10; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Ordinance No. 071-15

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendation of the Budget and Finance Committee

150347 [Appropriation and De-Appropriation - Surplus Expenditures of \$9,630,762 Supporting Increased Overtime Expenditures - FY2014-2015]

Sponsors: Mayor; Farrell

Ordinance appropriating \$9,630,762 to overtime and de-appropriating \$9,630,762 from permanent salaries, fringe benefit expenses, and power for re-sale in the Sheriff's Department, Department of Emergency Management, Fire Department, Department of Public Health, and the Public Utilities Commission operating budgets in order to support the Departments projected increases in overtime as required per Ordinance No. 194-11 in FY2014-2015 and placing \$91,499 of the Sheriff's Department appropriation on Controller's Reserve; this Ordinance requires a two-thirds vote of all members of the Board of Supervisors for approval of \$105,000 to the Public Utilities Commission of this request.

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Budget and Finance Sub-Committee

150408 [Purchase and Sale of Electricity and Related Products and Services - Public Utilities Commission]

Sponsors: Mayor; Breed, Avalos, Mar and Campos

Ordinance authorizing the Public Utilities Commission (PUC) to use pro forma agreements to purchase and sell electricity and related products and services to operate the City's municipal electric utility and community choice aggregation program; authorizing the General Manager of the PUC, in such agreements, to deviate from certain otherwise applicable requirements of City law, under certain circumstances; and authorizing the PUC, within specified parameters, to approve agreements with terms in excess of ten years or requiring expenditures of \$10,000,000 or more for renewable and greenhouse-gas-free power and related products and services.

(Fiscal Impact); (Economic Impact pending further Office of Economic Analysis Review)

Supervisor Campos requested to be added as a co-sponsor.

Supervisor Breed, seconded by Supervisor Mar, moved that this Ordinance be AMENDED, on Page 11, beginning on Line 11, by adding '(6) That within 30 days of any agreements and/or contracts authorized by this legislation being fully executed by all parties, the final agreement or contract shall be provided to the Clerk of the Board for inclusion in the official file.' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee (Fiscal Impact); (Economic Impact pending further Office of Economic Analysis Review)

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150210 [Lease Agreement - Menzies Aviation (USA), Inc. - West Field Cargo Building 632 and Related Areas on Plot 9 - \$7,546,780]

Resolution approving Lease Agreement No. 15-0033 between Menzies Aviation (USA), Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for approximately 50,319 square feet of exclusive use space in West Field Cargo Building 632 and related areas on Plot 9, with an estimated minimum rent of \$7,546,780 for a three-year term with three one-year options to extend. (Airport Commission)

Resolution No. 181-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150212 [Lease Agreement Termination - Buth-na-Bodhaige, Inc., dba The Body Shop]

Resolution approving the Termination of Lease Agreement between Buth-na-Bodhaige, Inc., dba The Body Shop, and the City and County of San Francisco, for the Boarding Area "F" Pharmacy, Health, and Beauty Store, Lease No. 08-0133, acting by and through its Airport Commission, to occur following Board approval. (Airport Commission)

Resolution No. 182-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150342 [Lease of Real Property - BRCP 1390 Market, LLC - 1390 Market Street - \$479,031.70 in Initial Year]

Resolution authorizing the exercise of a five-year option to extend the lease with BRCP 1390 Market, LLC, as Landlord, for approximately 10,846 square feet of space at 1390 Market Street at \$47,903.17 monthly in the initial year, with the base rent for the first two months abated, for a total rent of \$479,031.70 in the initial year, for use by the Department of Children, Youth, and their Families from December 1, 2015, through November 30, 2020. (Real Estate Department) (Fiscal Impact)

Resolution No. 167-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150411 [Accept and Expend Grant - Preterm Birth Initiative Project - \$213,369]

Sponsor: Christensen

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$213,369 from The Regents of the University of California, San Francisco to participate in a program entitled "Preterm Birth Initiative Project" for the period of July 1, 2014, through May 31, 2015.

Resolution No. 184-15

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

141302 [Health Code - Massage Practitioner and Business Permits, Associated Fees]

Sponsors: Tang; Yee and Farrell

Ordinance amending the Health Code to comprehensively revise regulation of massage practitioners, massage establishments, massage outcall services, and sole practitioner massage establishments by, among other things: 1) eliminating the exemption for massage businesses that employ solely massage practitioners certified by the California Massage Therapy Council from the permitting and regulatory authority of the Department of Public Health; 2) increasing the number of instructional hours required for massage practitioner permits; 3) denying massage business permits to applicants who have been convicted of criminal acts related to human trafficking; 4) aligning massage practitioner attire requirements with State law; 5) incorporating State human trafficking information posting requirements into local law for enforcement purposes; 6) revising the timing and criteria for granting, denying, suspending, and revoking massage practitioner permits, massage establishment permits, sole practitioner massage establishment permits, and outcall massage service permits; 7) specifying massage practitioner permit application and annual license fees; 8) updating the application and annual license fee amounts for massage establishments, outcall massage services, and sole practitioner massage establishments to reflect the currently authorized amounts; and 9) grouping related requirements and making other changes to enhance clarity and promote compliance.

Supervisor Yee requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

141303 [Planning Code - Massage Establishments]

Sponsors: Tang; Yee and Farrell

Ordinance amending the Planning Code to require that massage establishments, with certain exceptions, obtain a Conditional Use permit; to establish a legitimization program for certain massage establishments; to make conforming amendments; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Yee requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

There were no recognition of commendations.

President Breed recessed the meeting without objection at the hour of 2:57 p.m., and reconvened at 3:05 p.m.

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

150359 [Hearing - Report of Assessment Costs for Blighted Properties]

Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or abatement of blighted conditions ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to assessments as referenced in File No. 150360. Gretchen Rude (Public Works); provided an overview of the assessments. Male Speaker; Robert Dale (representing Barney Jackson); Mark Trout; Female Speaker; spoke objecting to the proposed assessments. There were no other speakers. Gretchen Rude and Phil Galli (Public Works) responded to questions raised throughout the discussion. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED.

Committee of the Whole Adjourn and Report

150360 [Report of Assessment Costs for Blighted Properties]

Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Public Works)

Gretchen Rude, Phil Galli, and Joseph Thoppil (Public Works) responded to questions raised throughout the discussion and indicated that the following addresses be removed from the accompanying report due to recent resolution or receipt of payment: 820 Lawton Street; 3376-25th Street, #3; 575 Bayview Avenue; and 100-26th Avenue. The amendments to the accompanying report were received without objection.

Supervisor Christensen duplicated the file, see File No. 150485.

Supervisor Christensen, seconded by Supervisor Tang, moved that the following addresses be removed from the accompanying report: 411 Grant Avenue; and 730 Grant Avenue. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

The amendments to the accompanying report, as provided by Public Works, and further amended by the Board of Supervisors, included in File No. 150360, were received.

Resolution No. 183-15

Supervisor Cohen, seconded by Supervisor Christensen, moved that this Resolution be ADOPTED, after accepting the amendments to the accompanying report, carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

150485 [Report of Assessment Costs for Blighted Properties]

Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Public Works)

Duplicated by Supervisor Christensen from File No. 150360.

Supervisor Christensen, seconded by Supervisor Tang, moved that the accompanying report be amended to only include: 411 Grant Avenue; and 730 Grant Avenue. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

The amendments to the accompanying report, as amended by the Board of Supervisors, included in File No. 150485, were received.

Supervisor Christensen, seconded by Supervisor Tang, moved that this Resolution be CONTINUED to May 19, 2015, after accepting the amendments to the accompanying report, carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMITTEE REPORT

Recommendation of the Rules Committee

150399 [Reappointment, Police Commission - L. Julius Turman]

Motion confirming the Rules Committee's nomination of, and reappointing, L. Julius Turman, term ending April 30, 2019, to the Police Commission. (Rules Committee)

Motion No. M15-082

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Francisco Da Costa, spoke requesting public comment earlier in the meeting and expressed various concerns relating to accessibility and allowing standing in the Chamber.

Vladimir, expressed various concerns relating to homelessness and fascism.

Christopher Dahl; expressed various concerns relating to sea level and governance in the 21st century.

Walter Paulson; shared in song certain concerns with the Board.

Beverly Upton; spoke regarding landmarks and expressed various concerns relating to affordable housing.

Female Speaker; spoke regarding upcoming landmark event and expressed various concerns relating to affordable housing and Ellis Act evictions.

Male Speaker; expressed various concerns relating to illegal office conversions, indoor bicycle parking, and permits.

Diana Martinez (Mission SRO Collaborative); expressed various concerns relating to single room occupancies, need for additional resources for affordable housing, and in support for proposed moratorium legislation.

Jeff Buck (Mission SRO Collaborative); expressed various concerns relating to single room occupancies, need for additional resources for affordable housing, and in support for proposed moratorium legislation.

Peter Warfield (Library User's Association); expressed concerns regarding the SF Public Library, relating to upcoming budget, reduced services, entry restrictions, inappropriate use of the bathrooms, and BiblioCommons outsourcing and censorship.

Vick Fahrer; expressed various concerns relating to property maintenance.

Dan Rosey; expressed various concerns relating to back problems, sleep disturbance, and breast cancer.

Male Speaker; expressed various religious concerns.

Thomas Gilberty; expressed various concerns relating to corporate buses, car sharing, and wheelchair accessibility.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

150437 [Supporting Implementation of the 22 Fillmore Transit Priority Project and Urging Approval of the 2015 TIGER VII Grant Application]

Sponsors: Mayor; Kim

Resolution supporting the implementation of the 22 Fillmore Transit Priority Project; and urging the United States Department of Transportation to approve the 2015 TIGER VII Grant Application submitted by the San Francisco Municipal Transportation Agency.

Resolution No. 168-15

ADOPTED

150473 [Supporting California State Senate Bill 32 (Pavley) - Climate Pollution Reduction Beyond 2020]

Sponsor: Wiener

Resolution supporting California Senate Bill 32, authored by Senator Fran Pavley, which sets an enforceable greenhouse gas reduction target of 80% below 1990 levels in California by 2050.

Resolution No. 185-15

ADOPTED

150449 [Final Map 8268 - 3322-16th Street]

Motion approving Final Map 8268, a six residential unit Condominium Project, located at 3322-16th Street, being a subdivision of Assessor's Block No. 3557, Lot No. 013; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

Motion No. M15-083

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

150461 [Zoning - Interim Moratorium on Certain New Residential Uses and Elimination of Production, Distribution, and Repair Uses in a Portion of the Mission Area Plan of the General Plan]

Sponsors: Campos; Mar, Kim, Avalos and Yee

Urgency Ordinance approving an interim zoning moratorium on the issuance of any permits to demolish, merge, convert, or construct housing projects, as defined, on the issuance of any permits to demolish, convert, or eliminate Production, Distribution, and Repair (PDR), and to create an exception from the interim zoning moratorium for the issuance of permits for 100% affordable housing projects, as defined, and to allow the elimination of PDR uses where necessary to permit 100% affordable housing projects, in a portion of the Mission Area Plan of the General Plan (comprising the area bounded by the north side of Cesar Chavez from the east side of Valencia to the west side of Potrero; the west side of Potrero from the north side of Cesar Chavez to the south side of 20th Street; the south side of 20th Street from the west side of Potrero to the west side of Bryant; the west side of Bryant from the south side of 20th Street to the south side of U.S. Route 101; the south side of U.S. Route 101 from the west side of Bryant to the east side of Valencia; the east side of Valencia from the south side of U.S. Route 101 to the north side of Cesar Chavez); affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the eight priority policies of Planning Code, Section 101.1.

05/05/15; ASSIGNED to Land Use and Transportation Committee.

05/12/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

150490 [General Obligation Bond Election - Affordable Housing - Not to Exceed \$250,000,000]

Sponsors: Mayor; Breed, Christensen, Cohen, Farrell, Tang and Wiener

Ordinance calling and providing for a special election to be held in the City and County of San Francisco (City) on Tuesday, November 3, 2015, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded indebtedness (Bonds) of the City: not to exceed \$250,000,000 to finance the construction, acquisition, improvement, rehabilitation, preservation, and repair of affordable housing improvements, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such Bonds; incorporating the provisions of the Administrative Code relating to the Citizens' General Obligation Bond Oversight Committee's review of the Bonds; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

(Economic Impact; No Office of Economic Analysis Report.)

05/12/15; ASSIGNED to Budget and Finance Sub-Committee.

150491 [Appropriation - Hetch Hetchy Power Enterprise's Fund Balance to Implement the Community Choice Aggregation Program - \$4,000,000 - FY2014-2015]

Sponsors: Mayor; Breed, Avalos and Christensen

Ordinance appropriating \$4,000,000 from the FY2014-2015 Hetch Hetchy Power Enterprise's fund balance to provide short-term working capital needed for the initial start-up of the Community Choice Aggregation Program.

(Fiscal Impact)

05/12/15; ASSIGNED to Budget and Finance Sub-Committee.

150493 [General Obligation Bond Election - Affordable Housing - Not to Exceed \$500,000,000]

Sponsors: Avalos; Campos and Mar

Ordinance calling and providing for a special election to be held in the City and County of San Francisco (City) on Tuesday, November 3, 2015, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded indebtedness (Bonds) of the City: not to exceed \$500,000,000 to finance the construction, acquisition, improvement, rehabilitation, preservation, and repair of affordable housing improvements, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such Bonds; incorporating the provisions of the Administrative Code relating to the Citizens' General Obligation Bond Oversight Committee's review of the Bonds; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

(Economic Impact; No Office of Economic Analysis Report.)

05/12/15; ASSIGNED to Budget and Finance Committee.

150494 [Planning Code - Residential Mergers; Permeable Surfaces and Landscaping Requirements]**Sponsor: Avalos**

Ordinance amending the Planning Code to require conditional use authorization for all residential mergers and to require compliance with landscaping and permeable surfaces requirements for building additions and residential mergers; and affirming the Planning Department's California Environmental Quality Act determination; and making Planning Code, Section 302, findings, and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

05/12/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/11/2015.

150495 [Business and Tax Regulations Code - Transfer Tax Recording Requirements]**Sponsor: Farrell**

Ordinance amending the Business and Tax Regulations Code to require the amount of real property transfer tax paid to be shown on the face of a recorded document, and to conform the declaration of tax owed to existing law, by requiring a declaration that the tax was computed without excluding the value of existing liens and encumbrances remaining on the property.

05/12/15; ASSIGNED to Budget and Finance Sub-Committee.

150496 [Planning Code - Inclusionary Housing Requirements in the Eastern Neighborhoods]**Sponsor: Kim**

Ordinance amending the Planning Code to eliminate the Rental Incentive from the Eastern Neighborhood Urban Mixed Use Districts that permits project sponsors to lower their Inclusionary Affordable Housing requirements and applicable Eastern Neighborhood Public Benefit Fee by agreeing to maintain the units in their market rate development as rental units for 30 years; and affirming the Planning Department's determination under the California Environmental Quality Act, and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

05/12/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/11/2015.

Resolutions**150489 [General Obligation Bond Election - Affordable Housing - Not to Exceed \$300,000,000]****Sponsors: Mayor; Breed, Christensen, Cohen, Farrell, Tang and Wiener**

Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, rehabilitation, preservation, and repair of affordable housing improvements and related costs necessary or convenient for the foregoing purposes, to be financed through bonded indebtedness in an amount not to exceed \$250,000,000; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such bonds; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed bond is in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

05/12/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150492 [General Obligation Bond Election - Affordable Housing - Not to Exceed \$350,000,000]**Sponsors: Avalos; Campos and Mar**

Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, rehabilitation, preservation, and repair of affordable housing improvements and related costs necessary or convenient for the foregoing purposes, to be financed through bonded indebtedness in an amount not to exceed \$500,000,000; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such bonds; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed bond is in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

05/12/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150497 [Authorizing Expenditures - SoMa Community Stabilization Fund - Housing and Infrastructure Projects - \$2,505,000]**Sponsor: Kim**

Resolution authorizing the Mayor's Office of Housing and Community Development to expend SoMa Community Stabilization Fund dollars for various housing and infrastructure projects, as referenced herein, in the amount of \$2,505,000.
(Fiscal Impact)

05/12/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150498 [Authorizing Expenditures - SoMa Community Stabilization Fund - Pedestrian Crosslight at 7th and Minna Streets - \$210,000]**Sponsor: Kim**

Resolution authorizing the Mayor's Office of Housing and Community Development to expend SoMa Community Stabilization Fund dollars in the amount of \$210,000 to partially fund a pedestrian crosslight at 7th and Minna Streets, as referenced herein.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

05/12/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150499 [Resolution of Intention - Renew and Expand Yerba Buena Community Benefit District]**Sponsor: Kim**

Resolution declaring the intention of the Board of Supervisors to renew and expand a property-based business improvement district (community benefit district) known as the "Yerba Buena Community Benefit District" and levy a multi-year assessment on all parcels in the district; approving the management district plan and engineer's report and proposed boundaries map for the district; ordering and setting a time and place for a public hearing thereon; approving the form of the Notice of Public Hearing and Assessment Ballot Proceeding, and Assessment Ballot; directing environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law.

05/12/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

150500 [Supporting California Assembly Bill 775 (Chiu and Burke) - The Reproductive Freedom, Accountability, Comprehensive Care, and Transparency Act]**Sponsors: Cohen; Kim and Tang**

Resolution supporting California Assembly Bill 775, co-authored by Assemblymembers David Chiu and Autumn Burke, which advances reproductive freedom, accountability, comprehensive care, and transparency for women in California.

05/12/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

150501 [Declaring CHEER San Francisco as the Official Cheerleaders of the City and County of San Francisco]**Sponsors: Wiener; Farrell**

Resolution declaring CHEER San Francisco to be the Official Cheerleaders of the City and County of San Francisco; and commending the organization on the occasion of its 35th anniversary.

05/12/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

150502 [National Mental Health Awareness Month - May]**Sponsors: Yee; Mar**

Resolution recognizing and supporting efforts to bring more resources to mental health services locally and declaring May as National Mental Health Awareness Month in the City and County of San Francisco.

05/12/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motion**150503 [Committee of the Whole - Urgency Ordinance - Zoning - Interim Moratorium on New Residential Uses and Elimination of Production, Distribution, and Repair Uses in a Portion of the Mission Area Plan of the General Plan - June 2, 2015]****Sponsor: Campos**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 2, 2015, at 3:00 p.m., to hold a public hearing to consider the proposed Urgency Ordinance for an Interim Moratorium on New Residential Uses and Elimination of Production, Distribution and Repair Uses in a Portion of the Mission Area Plan of the General Plan.

05/12/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTION**150448 [Agreement Modification - Montgomery Corporation - San Francisco General Hospital Rebuild Program - Not to Exceed \$11,610,866]**

Resolution authorizing the Director of Public Works to execute Modification No. 5 to a Professional Services Agreement with Montgomery Corporation to provide inspector of record inspection services for the San Francisco General Hospital Rebuild Program; and increase the contract from \$9,945,866 to an amount not to exceed \$11,610,866 for a term expiring December 31, 2016.

(Public Works Department)
(Fiscal Impact)

05/01/15; RECEIVED FROM DEPARTMENT.

05/12/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Request Granted

From: Supervisors Farrell and Wiener

To: Controller

Requesting/Inquiring: Requesting the Chief Economist, through the Controller's office, to produce an economic report and analysis on what the effects of a moratorium on market-rate housing in the Mission District would be for an indefinite and two-year period:

- The effect the moratorium will have on housing and rental prices in the Mission and across San Francisco*
- The effect on the City's efforts to produce more new housing at all income levels*
- The effect the moratorium will have on eviction and buy-out pressures for tenants and homeowners*
- A detailed analysis on the amount of resources that the City would lose for affordable housing production*
- Other areas deemed important for the public interest and good*

In Memoriam

Stanley Francis Cordes - Supervisor Avalos

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:38 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on June 23, 2015.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, May 19, 2015 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

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LONDON BREED, PRESIDENT

JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee

Supervisors Farrell, Tang, Mar, Yee, Wiener

Wednesday
1:00 PM

Budget and Finance Sub-Committee

Supervisors Farrell, Tang, Mar

Wednesday
10:00 AM

City and School District Select Committee

Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns

4th Thursday
3:30 PM

Government Audit and Oversight Committee

Supervisors Yee, Christensen, Breed

1st and 3rd Thursday
10:30 AM

Land Use and Transportation Committee

Supervisors Cohen, Wiener, Kim

Monday
1:30 PM

Public Safety and Neighborhood Services Committee

Supervisors Mar, Campos, Christensen

1st and 3rd Thursday
2:00 PM

Rules Committee

Supervisors Avalos, Tang, Cohen

2nd and 4th Thursday
11:00 AM

Members Present: John Avalos, London Breed, David Campos, Julie Christensen, Malia Cohen, Mark Farrell, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:05 p.m. On the call of the roll, Supervisors Christensen and Kim were not present. There was a quorum.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of a communication from Supervisor Jane Kim informing the Board of her absence and requesting to be excused from today's meeting.

Supervisor Kim Excused from Attendance

Supervisor Campos, seconded by Supervisor Yee, moved that Supervisor Kim be excused from attending today's meeting. The motion carried by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

Absent: 1 - Christensen

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of April 14, 2015. There were no corrections.

Supervisor Mar, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of April 14, 2015. The motion carried by the following vote, following general public comment:

Ayes: 9 - Avalos, Breed, Campos, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

Absent: 1 - Christensen

AGENDA CHANGES

There were no agenda changes.

Supervisor Christensen was noted present at 2:07 p.m.

CONSENT AGENDA

Recommendations of the Government Audit and Oversight Committee

150329 [Settlement of Lawsuits - Pacific Gas and Electric Company - City to Pay \$1,563,963.29 and City to Receive \$1,563,963.29]

Ordinance authorizing settlement of two lawsuits: the first lawsuit entitled Pacific Gas and Electric Co. v. City and County of San Francisco was filed by the Pacific Gas and Electric Company (PG&E) on December 14, 2007, in San Francisco Superior Court, Case No. CGC-07-470086; that settlement requires the City to pay PG&E \$1,563,963.29 and allows the City to continue providing electric service to the Ferry Building; the second lawsuit entitled City and County of San Francisco v. Pacific Gas and Electric Co. was filed by the City on March 6, 2013, in San Francisco Superior Court, Case No. CGC-13-529309; that settlement requires PG&E to pay the City \$1,563,963.29 and to provide the City with certain information necessary to prevent any future underpayments of franchise fees. (City Attorney)

PASSED, ON FIRST READING

150330 [Settlement of Lawsuit - FlightCar Incorporated - City to Receive \$230,000]

Ordinance authorizing settlement of lawsuit filed by the City Attorney on behalf of People of the State of California against FlightCar Incorporated and the Cross-Complaint filed by FlightCar Incorporated against the City and County of San Francisco; for the payment of \$230,000 by FlightCar Incorporated to the City; the underlying lawsuit was filed on May 31, 2013, in San Francisco Superior Court, Case No. CGC-13-531807, entitled People of the State of California v. FlightCar, Inc. and later changed venue to Santa Clara County Superior Court, Case No. 1-13-CV-251634; FlightCar Incorporated's Cross-Complaint, entitled FlightCar Incorporated v. City and County of San Francisco, with the same case number, was filed on February 4, 2014. (City Attorney)

PASSED, ON FIRST READING

150340 [Settlement of Lawsuit - BRE Parc 55 Owner, LLC - \$431,000]

Ordinance authorizing settlement of the lawsuit filed by BRE Parc 55 Owner, LLC, against the City and County of San Francisco for \$431,000; the lawsuit was filed on February 4, 2014, in San Francisco Superior Court, Case No. CGC-14-537160; entitled BRE Parc 55 Owner, LLC v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

150400 [Settlement and Dismissal of Lawsuit - Donnie Thomas, et al. - City to Receive \$200,534]

Ordinance authorizing settlement and dismissal of the lawsuit filed by the City and County of San Francisco against Donnie Thomas, Miles Bonner, John Rauch, Robert Mazariegos, Vincent Padilla, Elizabeth Bradford, Jean Quiroz, Carlos Quiroz and Centennial Distributors, Inc., for \$200,534; the lawsuit was filed on August 19, 2010, in San Francisco Superior Court, Case No. CGC-10-502809; entitled City and County of San Francisco, et al. v. Donnie Thomas, et al. (City Attorney)

PASSED, ON FIRST READING

150343 [Settlement of Unlitigated Claim - Pacific Gas and Electric Company - \$62,540.39]

Resolution approving the settlement of the unlitigated claim filed by Pacific Gas and Electric Company against the City and County of San Francisco for \$62,540.39; claim was filed on October 30, 2014. (City Attorney)

Resolution No. 188-15

ADOPTED

Recommendations of the Land Use and Transportation Committee**141302 [Health Code - Massage Practitioner and Business Permits, Associated Fees]**

Sponsors: Tang; Yee and Farrell

Ordinance amending the Health Code to comprehensively revise regulation of massage practitioners, massage establishments, massage outcall services, and sole practitioner massage establishments by, among other things: 1) eliminating the exemption for massage businesses that employ solely massage practitioners certified by the California Massage Therapy Council from the permitting and regulatory authority of the Department of Public Health; 2) increasing the number of instructional hours required for massage practitioner permits; 3) denying massage business permits to applicants who have been convicted of criminal acts related to human trafficking; 4) aligning massage practitioner attire requirements with State law; 5) incorporating State human trafficking information posting requirements into local law for enforcement purposes; 6) revising the timing and criteria for granting, denying, suspending, and revoking massage practitioner permits, massage establishment permits, sole practitioner massage establishment permits, and outcall massage service permits; 7) specifying massage practitioner permit application and annual license fees; 8) updating the application and annual license fee amounts for massage establishments, outcall massage services, and sole practitioner massage establishments to reflect the currently authorized amounts; and 9) grouping related requirements and making other changes to enhance clarity and promote compliance.

Supervisor Farrell requested to be added as a co-sponsor.

Ordinance No. 072-15

FINALLY PASSED

141303 [Planning Code - Massage Establishments]

Sponsors: Tang; Yee and Farrell

Ordinance amending the Planning Code to require that massage establishments, with certain exceptions, obtain a Conditional Use permit; to establish a legitimization program for certain massage establishments; to make conforming amendments; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Farrell requested to be added as a co-sponsor.

Ordinance No. 073-15

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

150485 [Report of Assessment Costs for Blighted Properties]

Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Public Works)

Supervisor Christensen, seconded by Supervisor Cohen, moved that this Resolution be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

Recommendation of the Budget and Finance Committee

150347 [Appropriation and De-Appropriation - Surplus Expenditures of \$9,630,762 Supporting Increased Overtime Expenditures - FY2014-2015]

Sponsors: Mayor; Farrell

Ordinance appropriating \$9,630,762 to overtime and de-appropriating \$9,630,762 from permanent salaries, fringe benefit expenses, and power for re-sale in the Sheriff's Department, Department of Emergency Management, Fire Department, Department of Public Health, and the Public Utilities Commission operating budgets in order to support the Departments projected increases in overtime as required per Ordinance No. 194-11 in FY2014-2015 and placing \$91,499 of the Sheriff's Department appropriation on Controller's Reserve; this Ordinance requires a two-thirds vote of all members of the Board of Supervisors for approval of \$105,000 to the Public Utilities Commission of this request.
(Fiscal Impact)

Supervisor Farrell requested to be added as a co-sponsor.

Ordinance No. 074-15

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

Recommendation of the Budget and Finance Sub-Committee**150408 [Purchase and Sale of Electricity and Related Products and Services - Public Utilities Commission]****Sponsors: Mayor; Breed, Avalos, Mar and Campos**

Ordinance authorizing the Public Utilities Commission (PUC) to use pro forma agreements to purchase and sell electricity and related products and services to operate the City's municipal electric utility and community choice aggregation program; authorizing the General Manager of the PUC, in such agreements, to deviate from certain otherwise applicable requirements of City law, under certain circumstances; and authorizing the PUC, within specified parameters, to approve agreements with terms in excess of ten years or requiring expenditures of \$10,000,000 or more for renewable and greenhouse-gas-free power and related products and services.
(Fiscal Impact); (Economic Impact pending further Office of Economic Analysis Review)

Ordinance No. 075-15**FINALLY PASSED by the following vote:**

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

NEW BUSINESS**Recommendations of the Budget and Finance Sub-Committee****150409 [Appropriation - Wastewater Enterprise General Reserve for Claims Settlements and Related Expenses as a Result of December 2014 Storms - \$1,750,000 - FY2014-2015]****Sponsor: Mayor**

Ordinance appropriating \$1,750,000 from Wastewater Enterprise designated for general reserve in the Public Utilities Commission Wastewater Enterprise Department budget to pay the claims settlements, legal expenses, and related costs due to the extraordinary expenses incurred as a result of the December 2014 storms in FY2014-2015.
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

150272 [Accept and Expend Grant - Solar Energy with Energy Storage - \$1,286,200]**Sponsor: Farrell**

Resolution retroactively authorizing the Department of the Environment to accept and expend a grant in the amount of \$1,286,200 from the U.S. Department of Energy to develop plans in multiple neighborhoods to develop Solar Energy with Energy Storage for Post-Disaster Preparedness for the term of December 15, 2014, through December 31, 2016.

(Fiscal Impact)

Resolution No. 186-15**ADOPTED by the following vote:**

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

150312 [Commercial Lease Agreement - Les Joulins, USA - 44 Ellis Street - \$5,127,000]**Sponsor: Christensen**

Resolution retroactively authorizing the San Francisco Municipal Transportation Agency to execute a Commercial Lease Agreement with Les Joulins, USA, Inc., and Osman Uner for approximately 5,368 square feet of restaurant/night club space at 44 Ellis Street, for a 10-year term to commence on March 1, 2015, plus two five-year options to extend, which includes a rent schedule for the 10-year base term that will result in \$5,127,000 in revenue to the City.

Resolution No. 187-15**ADOPTED by the following vote:**

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

Recommendation of the Government Audit and Oversight Committee**150026 [Follow-Up Board Response - Civil Grand Jury Report - Rising Sea Levels...At Our Doorstep]**

Motion responding to the Civil Grand Jury's request to provide a status update on the Board of Supervisors' responses to Recommendation Nos. 3 and 12b contained in the 2013-2014 Civil Grand Jury Report, entitled "Rising Sea Levels...At Our Doorstep"; and urging the Mayor to cause implementation of accepted recommendations through his/her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)

Motion No. M15-084**APPROVED by the following vote:**

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

Recommendations of the Land Use and Transportation Committee

150017 [Planning Code - Castro Street Neighborhood Commercial District, 24th Street - Noe Valley Neighborhood Commercial District, Upper Market Street Neighborhood Commercial Transit District, and Parcels Zoned Neighborhood Commercial Transit on Market Street]

Sponsor: Wiener

Ordinance amending the Planning Code to require that certain uses obtain Conditional Use authorization in the Castro Street Neighborhood Commercial District, the 24th Street - Noe Valley Neighborhood Commercial District, the Upper Market Street Neighborhood Commercial Transit District, and in the Moderate-Scale Neighborhood Commercial Transit (NCT-3) District for parcels on Market Street west of Octavia Boulevard; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

150148 [Planning Code - Designation of 149-155 9th Street (aka the Western Manufacturing Company Building)]

Ordinance amending the Planning Code to change the designation of 149-155 9th Street (aka the Western Manufacturing Company Building), Assessor's Block No. 3728, Lot No. 048, from Category V (Unrated) to Category III (Contributory) under Planning Code, Article 11; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

Recommendation of the Public Safety and Neighborhood Services Committee

150296 [Waiver of Banner Fee - Lawton Alternative School]

Sponsor: Tang

Ordinance waiving the banner fees under Public Works Code, Section 184.78, for up to four banners to be placed by the Lawton Alternative School to publicize the school's selection as a California Distinguished School.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

President Breed recessed the meeting without objection at the hour of 2:49 p.m., and reconvened at the hour of 3:00 p.m. The following Supervisors were noted present: Supervisors Avalos, Breed, Campos, Christensen, Cohen, Farrell, Tang, Wiener, Yee

Supervisor Mar was noted present at 3:02 p.m.

SPECIAL ORDER 3:00 P.M.**140767 [Public Hearing - Appeal of Categorical Exemption from Environmental Review - 2251 Greenwich Street - Fire Station No. 16]**

Hearing of persons interested in or objecting to the determination of categorical exemption from environmental review under the California Environmental Quality Act issued by the Planning Department on June 2, 2014, for the proposed project at 2251 Greenwich Street known as Fire Station No. 16. (District 2) (Appellant: Stephen Williams, on behalf of Brent McMicking and Evan Kletter) (Filed July 2, 2014). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Stephen Williams (Appellant) provided an overview of the appeal and further requested the Board to approve the appeal. Evan Kletter; Patricia Vaughn; Michael Poll; spoke in support of the appeal. Jessica Range (Planning Department) provided an overview of the decision of the Planning Department. Charles Higuera (Public Works) and Marlena Byrne, Deputy City Attorney, responded to questions raised throughout the discussion. Charles Higuera (Public Works) and Ken Lombardi, Deputy Fire Chief, provided an overview of the project. Edmund Larry Juizye; spoke in support of the project and in opposition to the appeal. Stephen Williams (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

140768 [Affirming the Categorical Exemption Determination - 2251 Greenwich Street]

Motion affirming the determination by the Planning Department that a proposed project at 2251 Greenwich Street is categorically exempt from environmental review.

Motion No. M15-088

Supervisor Farrell, seconded by Supervisor Campos, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee
Excused: 1 - Kim

140769 [Reversing the Categorical Exemption Determination - 2251 Greenwich Street]

Motion reversing the determination by the Planning Department that a proposed project at 2251 Greenwich Street is categorically exempt from environmental review.

Supervisor Farrell, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee
Excused: 1 - Kim

140770 [Preparation of Findings to Reverse the Categorical Exemption Determination - 2251 Greenwich Street]

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that a proposed project at 2251 Greenwich Street is categorically exempt from environmental review.

Supervisor Farrell, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee
Excused: 1 - Kim

SPECIAL ORDER 3:00 P.M.**150395 [Public Hearing - Appeal of Categorical Exemption from Environmental Review - 26 Hodges Alley]**

Hearing of persons interested in or objecting to the determination of categorical exemption from environmental review under the California Environmental Quality Act issued by the Planning Department on September 18, 2014, for the proposed project at 26 Hodges Alley. (District 3) (Appellant: Melody Mar) (Filed April 10, 2015).

Angela Calvillo, Clerk of the Board, acknowledged receipt of a communication received from Melody Mar (Appellant), dated May 18, 2015, for property located at 26 Hodges Alley requesting a continuance of the appeal. The President inquired as to whether any member of the public wished to address the Board. Melody Mar (Appellant) provided an overview of the appeal and further requested the Board to approve the appeal. Edmund Larry Juizye; spoke in support of the appeal. Chris Espiritu (Planning Department) provided an overview of the decision of the Planning Department. Jody Knight (Project Sponsor) provided an overview of the project and further requested the Board to uphold the decision of the Planning Department. There were no speakers in support of the project and in opposition to the appeal. Steven Wood (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

150396 [Affirming the Categorical Exemption Determination - 26 Hodges Alley]

Motion affirming the determination by the Planning Department that a proposed project at 26 Hodges Alley is categorically exempt from environmental review.

Motion No. M15-089

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Motion be **APPROVED**. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

150397 [Reversing the Categorical Exemption Determination - 26 Hodges Alley]

Motion reversing the determination by the Planning Department that a proposed project at 26 Hodges Alley is categorically exempt from environmental review.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Motion be **TABLED**. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

150398 [Preparation of Findings to Reverse the Categorical Exemption Determination - 26 Hodges Alley]

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that a proposed project at 26 Hodges Alley is categorically exempt from environmental review.

Supervisor Christensen, seconded by Supervisor Farrell, moved that this Motion be **TABLED**. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Christensen, seconded by Supervisor Farrell, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

SMALL BUSINESS WEEK

Mark Dwight, President, Small Business Commission, shared in the commendations and provided opening remarks. Supervisors introduced, welcomed, and presented Certificates of Honor to individuals in recognition of Small Business Week, their accomplishments, and their continued community support as referenced below:

Supervisor Christensen recognized Jay Esopenko and Melissa Gugni (Little Vine and Union Larder); and

Supervisor Farrell recognized Gil Hodges (Liverpool Lil's); and
Supervisor Mar recognized Jamie Alexander and Derek Song (Park Life); and
Supervisor Tang recognized Dimitri Vardakastanis (Noriega Produce); and
Supervisor Wiener recognized Isabel Fondevila (Roxie Theatre); and
Supervisor Yee recognized Matt Rogers (Papenhausen Hardware); and
Supervisor Avalos recognized Thelma and Bayardo Orozco (Ana's Market); and
Supervisor Breed recognized Chuck and Amanda Nicklow (Costumes on Haight); and
Supervisor Campos recognized Alba Guerra and Wilson Alvarez (Sunrise Restaurant); and
Supervisor Cohen recognized Howard Hines and Maria Tan (Tiptoes Nails Spa); and
Supervisor Campos, on behalf of Supervisor Kim, recognized Alejandra Perez (Un Cafecito).

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Christopher Dahl; expressed various concerns relating to sea level, automobiles, and Muni vehicles.

John DiDonna; shared in poem certain concerns with the Board.

Male Speaker; expressed various religious concerns.

Thomas Gilberty; expressed various concerns relating to corporate buses, Muni vehicles, and taxis.

Otto Duffy; expressed various concerns relating to north of Market housing.

Jason Washington; expressed various concerns relating to African-American and LGBT communities and civil rights.

Patricia Vaughny; expressed various concerns relating to the Municipal Transportation Agency.

Walter Paulson; shared in song certain concerns with the Board.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE**150500 [Supporting California Assembly Bill 775 (Chiu and Burke) - The Reproductive Freedom, Accountability, Comprehensive Care, and Transparency Act]****Sponsors: Cohen; Kim and Tang**

Resolution supporting California Assembly Bill 775, co-authored by Assemblymembers David Chiu and Autumn Burke, which advances reproductive freedom, accountability, comprehensive care, and transparency for women in California.

Supervisor Tang requested to be added as a co-sponsor.

Resolution No. 189-15**ADOPTED****150501 [Declaring CHEER San Francisco as the Official Cheerleaders of the City and County of San Francisco]****Sponsors: Wiener; Farrell**

Resolution declaring CHEER San Francisco to be the Official Cheerleaders of the City and County of San Francisco; and commending the organization on the occasion of its 35th anniversary.

Supervisor Farrell requested to be added as a co-sponsor.

Resolution No. 190-15**ADOPTED****150502 [National Mental Health Awareness Month - May]****Sponsors: Yee; Mar**

Resolution recognizing and supporting efforts to bring more resources to mental health services locally and declaring May as National Mental Health Awareness Month in the City and County of San Francisco.

Resolution No. 191-15**ADOPTED****150487 [Final Map 8413 - 248-252-9th Street]**

Motion approving Final Map 8413, a 15 residential unit and 1 commercial unit, mixed-use Condominium Project, located at 248-252-9th Street, being a subdivision of Assessor's Block No. 3518, Lot Nos. 006 and 007, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-085**APPROVED****150488 [Final Map 8105 - 883-899 Valencia Street]**

Motion approving Final Map 8105, a 18 residential unit and 3 commercial unit, mixed-use Condominium Project, located at 883-899 Valencia Street, being a subdivision of Assessor's Block No. 3596, Lot No. 113, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M15-086**APPROVED**

150503 [Committee of the Whole - Urgency Ordinance - Zoning - Interim Moratorium on New Residential Uses and Elimination of Production, Distribution, and Repair Uses in a Portion of the Mission Area Plan of the General Plan - June 2, 2015]

Sponsor: Campos

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 2, 2015, at 3:00 p.m., to hold a public hearing to consider the proposed Urgency Ordinance for an Interim Moratorium on New Residential Uses and Elimination of Production, Distribution and Repair Uses in a Portion of the Mission Area Plan of the General Plan.

Motion No. M15-087

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Mar, Tang, Wiener, Yee

Excused: 1 - Kim

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Charter Amendment

150524 [Charter Amendment - Enhancement of Paid Parental Leave for City Employees]

Sponsors: Tang; Christensen, Breed, Cohen, Kim, Wiener, Farrell, Avalos, Yee, Campos and Mar

Charter Amendment (First Draft) to amend the Charter to allow City employees who qualify to take leave for the birth or placement of the same child to each receive the maximum amount of paid parental leave for which they qualify, and to permit City employees to retain 40 hours of accrued sick leave at the end of paid parental leave, at an election to be held on November 3, 2015.

05/19/15; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/18/2015.

Ordinances

150221 [Planning, Public Works Codes - Street Trees and Adoption of Associated Fees]

Sponsors: Wiener; Christensen

Ordinance amending the Planning and Public Works Codes to shift the authority to require street trees in the case of certain types of development projects from the Planning Department to Public Works; to require a permit to perform major maintenance on street trees within a specified distance of general advertising signs, adopt a fee for such permit, and impose penalties for violations; to require a tree protection plan in advance of construction and adopt a fee for review and approval of the plan; to give specified Public Works staff enforcement authority; and affirming the Planning Department's determination under the California Environmental Quality Act, and making other findings including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

03/03/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

03/17/15; REFERRED TO DEPARTMENT.

03/18/15; REFERRED TO DEPARTMENT.

04/21/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

05/01/15; REFERRED TO DEPARTMENT.

05/15/15; RESPONSE RECEIVED.

05/19/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

150243 [Administrative Code - Barring City Departments from Purchasing and City Contractors or Grantees from Selling or Distributing Sugar-Sweetened Beverages]

Sponsors: Mar; Wiener, Cohen and Avalos

Ordinance amending the Administrative Code to bar City departments from using City funds to purchase sugar-sweetened beverages and to bar the sale or distribution of sugar-sweetened beverages under City contracts and grants.

03/10/15; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 4/9/2015.

03/16/15; REFERRED TO DEPARTMENT.

04/03/15; REFERRED TO DEPARTMENT.

04/08/15; RESPONSE RECEIVED.

05/04/15; TRANSFERRED to Land Use and Transportation Committee.

05/19/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

150245 [Health Code - Sugar-Sweetened Beverage Warning for Advertisements]**Sponsors: Wiener; Mar and Cohen**

Ordinance amending the Health Code to require advertisements for sugar-sweetened beverages to include a warning about the harmful health effects of consuming such beverages and authorizing the Director of Health to impose penalties for noncompliance.

03/10/15; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 4/9/2015.

03/16/15; REFERRED TO DEPARTMENT.

04/03/15; REFERRED TO DEPARTMENT.

04/08/15; RESPONSE RECEIVED.

05/04/15; TRANSFERRED to Land Use and Transportation Committee.

05/19/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

150348 [Planning Code - Applying Inclusionary Housing Requirements to Group Housing]**Sponsors: Avalos; Kim**

Ordinance amending the Planning Code to clarify that the Inclusionary Affordable Housing Program applies to housing projects, as defined, including group housing projects; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

04/07/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 5/7/2015.

04/15/15; REFERRED TO DEPARTMENT.

04/27/15; RESPONSE RECEIVED.

05/19/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

150350 [Health, Public Works Codes - Mandatory Use of Alternate Water Supplies in New Construction]**Sponsors: Wiener; Breed, Avalos and Christensen**

Ordinance amending Health Code, Article 12C, to require that new buildings of 250,000 square feet or more of gross floor area be constructed, operated, and maintained using available alternate water sources for toilet and urinal flushing and irrigation; that new buildings of 40,000 square feet or more of gross floor area prepare water budget calculations; and that subdivision approval requirements include compliance with Article 12C; amending the Public Works Code to provide that pipelines and other facilities constructed in accordance with Article 12C and located in public rights-of-way are subject to approval as minor encroachments and exempt from payment of public right-of-way occupancy assessment fees; and affirming the Planning Department's determination under the California Environmental Quality Act.

04/07/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 5/7/2015.

04/15/15; REFERRED TO DEPARTMENT.

04/27/15; RESPONSE RECEIVED.

05/19/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

150461 [Zoning - Interim Moratorium on Certain New Residential Uses and Elimination of Production, Distribution, and Repair Uses in a Portion of the Mission Area Plan of the General Plan]

Sponsors: Campos; Mar, Kim, Avalos and Yee

Urgency Ordinance approving an interim zoning moratorium on the issuance of any permits to demolish, convert, or construct housing projects that result in the gain or loss of 5 or more residential units, or to demolish, convert, or eliminate Production, Distribution, and Repair (PDR), and to create an exception from the moratorium for the issuance of permits for 100% affordable housing projects, and to allow the elimination of PDR uses where necessary to permit 100% affordable housing projects, in a portion of the Mission Area Plan of the General Plan (comprising the area bounded by the north side of Cesar Chavez Street from the east side of Valencia Street to the west side of Potrero Avenue; the west side of Potrero Avenue from the north side of Cesar Chavez Street to the south side of 20th Street; the south side of 20th Street from the west side of Potrero Avenue to the west side of Bryant Street; the west side of Bryant Street from the south side of 20th Street to the south side of U.S. Route 101; the south side of U.S. Route 101 from the west side of Bryant Street to the east side of Valencia Street; the east side of Valencia Street from the south side of U.S. Route 101 to the north side of Cesar Chavez Street); affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the eight priority policies of Planning Code, Section 101.1.

05/05/15; ASSIGNED to Land Use and Transportation Committee.

05/12/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

05/14/15; REFERRED TO DEPARTMENT.

05/19/15; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

05/19/15; SUBSTITUTED AND ASSIGNED to Board of Supervisors.

150515 [Memorandum of Understanding - Union of American Physicians and Dentists, Unit 17]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Union of American Physicians and Dentists, Unit 17, to be effective July 1, 2015, through June 30, 2018.

05/19/15; ASSIGNED to Government Audit and Oversight Committee.

150516 [Memorandum of Understanding - Union of American Physicians and Dentists, Unit 18]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Union of American Physicians and Dentists, Unit 18, to be effective July 1, 2015, through June 30, 2018.

05/19/15; ASSIGNED to Government Audit and Oversight Committee.

150517 [Memorandum of Understanding - Laborers International Union, Local 261]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2014-2017 Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local 261, by implementing specified terms and conditions of employment for FYs 2015-2016 and 2016-2017.

05/19/15; ASSIGNED to Government Audit and Oversight Committee.

150518 [Memorandum of Understanding - Service Employees International Union, Local 1021: H-1 Fire Rescue Paramedics]**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 5 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021: H-1 Fire Rescue Paramedics, by extending the term of the Memorandum of Understanding to June 30, 2018, and implementing specified terms and conditions of employment for FYs 2015-2016, 2016-2017, and 2017-2018.

05/19/15; ASSIGNED to Government Audit and Oversight Committee.

150519 [Compensation for Unrepresented Employees]**Sponsor: Mayor**

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Charter, Section A8.409, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2015.

05/19/15; ASSIGNED to Government Audit and Oversight Committee.

150525 [Subdivision Code - Below Market Rate Condominium Conversion Program Alternatives]**Sponsor: Breed**

Ordinance amending the Subdivision Code to reauthorize an alternative to compliance with the Below Market Rate Condominium Conversion Program for certain qualifying projects subject to the Program.

05/19/15; ASSIGNED to Land Use and Transportation Committee.

150526 [Amending Ordinance No. 28-15 - Inapplicability of Clean Construction Ordinance to Existing Contracts]**Sponsor: Cohen**

Ordinance amending Ordinance No. 28-15, which requires a Construction Emissions Minimization Plan and monitoring for certain public works projects within an Air Pollutant Exposure Zone and establishes controls on emission-producing equipment used for public works projects outside of such zones, to clarify that Ordinance No. 28-15 does not apply to existing contracts and will apply only to construction contracts advertised or initiated on or after the effective date of this Ordinance.

05/19/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/18/2015.

150527 [Administrative Code - Notice and Filing Period for an Application for Reduction of an Escape Tax Assessment]**Sponsor: Cohen**

Ordinance amending the Administrative Code to require that an application for reduction of an escape tax assessment be filed with the Administrator of the Assessment Appeals Board no later than 60 days after the date of mailing printed on the tax bill or the postmark therefor, whichever is later.

05/19/15; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/18/2015.

150528 [Health Code - Animal Care and Control Adoption Fee Waiver]**Sponsor: Tang**

Ordinance amending the Health Code to authorize the Animal Control Officer to waive adoption fees and other applicable charges upon finding that such a waiver will maintain or increase the live release rate.

05/19/15; ASSIGNED to Budget and Finance Sub-Committee.

Resolutions**150529 [Appointment, Director of the San Francisco Bay Area Regional Water System Financing Authority - Harlan L. Kelly, Jr.]****Sponsor: Mayor**

Resolution appointing Harlan L. Kelly, Jr., to an indefinite term as a Director of the San Francisco Bay Area Regional Water System Financing Authority.

05/19/15; RECEIVED AND ASSIGNED to Rules Committee.

150530 [Accept and Expend Grant - Summer Jobs Connect Program - \$600,000]**Sponsor: Mayor**

Resolution retroactively authorizing the Department of Children, Youth and Their Families (DCYF) to accept and expend grant funding in the amount of \$600,000 from the Cities for Financial Empowerment Fund for the Summer Jobs Connect Program to support 155 youth employment opportunities and increased banking access, and financial education for all youth in DCYF-funded summer workforce programs for the period April 1, 2015, through March 31, 2016.

05/19/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150531 [Contracts - Oracle America, Inc., and Accenture, LLP - Controller's Financial System Project - Not to Exceed \$27,792,116 and \$23,068,777]**Sponsors: Mayor; Farrell**

Resolution authorizing the Office of the Controller to enter into two contracts: a software license and maintenance agreement with Oracle America, Inc., for a one-year term, with nine options to extend the contract for up to one year each, in an amount not to exceed \$27,792,116; and a professional services agreement with Accenture, LLP, for a two-year term, with one option to extend the contract for up to one year, in an amount not to exceed \$23,068,777; with both contracts to commence upon Board and Mayoral approval, to implement and configure a comprehensive, fully-integrated Enterprise Resource Planning System, including all services related to delivery, installation, integration, customization, data conversion, training, documentation, deployments, and project management, to replace the obsolete Financial Accounting and Management Information System currently in use.
(Fiscal Impact)

05/19/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150532 [Interim Zoning Controls - Conditional Use Requirement for Residential Mergers]**Sponsor: Avalos**

Resolution imposing interim zoning controls to require conditional use authorization for any residential merger, including mergers of both legal and illegal existing units; and making environmental findings, including findings of consistency with the eight priority policies of Planning Code, Section 101.1.

05/19/15; ASSIGNED to Land Use and Transportation Committee.

150533 [California Enterprise Development Authority Revenue Obligations Issuance - Live Oak - Learning Center for Children - Not to Exceed \$10,000,000]**Sponsor: Cohen**

Resolution approving for purposes of Internal Revenue Code, Section 147(f), the Issuance and Sale of Revenue Obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$10,000,000 to finance or refinance the acquisition, construction, improvement, and/or equipping of K-8 educational facilities to be owned and operated by, or leased and operated by, Live Oak, a Learning Center for Children, a California nonprofit public benefit corporation.

05/19/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150534 [Multifamily Housing Revenue Bonds - 2500 Arelious Walker Drive - Not to Exceed \$33,000,000]**Sponsor: Cohen**

Resolution declaring the intent of the City and County of San Francisco to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$33,000,000 for 2500 Arelious Walker Drive; authorizing and directing the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$33,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

05/19/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150535 [Resolution of Intention - Dogpatch & Northwest Potrero Hill Green Benefit District]**Sponsors: Cohen; Campos**

Resolution declaring the intention of the Board of Supervisors to establish a property-based business improvement district, to be known as the "Dogpatch & Northwest Potrero Hill Green Benefit District," and levy a multi-year assessment on identified parcels in the district; approving the management district plan, engineer's report, and proposed boundaries map for the district; ordering and setting a time and place for a public hearing thereon; approving the form of the Notice of Public Hearing and Assessment Ballots Proceeding, and Assessment Ballot; directing environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law.

05/19/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

150536 [Accept and Expend Grant - Human Trafficking Advocacy Program - \$110,276]**Sponsor: Tang**

Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of \$110,276 from the California Governor's Office of Emergency Services for the Human Trafficking Advocacy Program for the grant period October 1, 2014, through September 30, 2015, to ensure human trafficking victims receive comprehensive victim services and to enhance the collaboration with the Mayor's Task Force on Anti-Human Trafficking.

05/19/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150537 [Accept In-Kind Gift - San Francisco Association of Realtors® - Online Content Subscription - \$20,000 in Annual Value]**Sponsor: Wiener**

Resolution authorizing the Office of Assessor-Recorder to accept an in-kind gift not to exceed \$20,000 in annual value from the San Francisco Association of Realtors® to improve the accuracy of appraising and developing valuations for properties within the City and County of San Francisco.

05/19/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150538 [Recognizing and Supporting the First Annual National Gun Violence Awareness Day - June 2, 2015]**Sponsors: Farrell; Cohen**

Resolution recognizing and supporting the First Annual National Gun Violence Awareness Day on June 2, 2015, to bring attention to the 88 Americans stolen by gun violence every day, and encouraging San Franciscans to wear orange to bring awareness to this epidemic.

05/19/15; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearing**150523 [Hearing - Zoning - Interim Moratorium on Certain New Residential Uses and Elimination of Production, Distribution, and Repair Uses in a Portion of the Mission Area Plan of the General Plan]**

Hearing to consider an Urgency Ordinance approving an interim zoning moratorium on the issuance of any permits to demolish, convert, or construct housing projects that result in the gain or loss of 5 or more residential units, or to demolish, convert, or eliminate Production, Distribution, and Repair (PDR), and to create an exception from the moratorium for the issuance of permits for 100% affordable housing projects, and to allow the elimination of PDR uses where necessary to permit 100% affordable housing projects, in a portion of the Mission Area Plan of the General Plan (comprising the area bounded by the north side of Cesar Chavez Street from the east side of Valencia Street to the west side of Potrero Avenue; the west side of Potrero Avenue from the north side of Cesar Chavez Street to the south side of 20th Street; the south side of 20th Street from the west side of Potrero Avenue to the west side of Bryant Street; the west side of Bryant Street from the south side of 20th Street to the south side of U.S. Route 101; the south side of U.S. Route 101 from the west side of Bryant Street to the east side of Valencia Street; the east side of Valencia Street from the south side of U.S. Route 101 to the north side of Cesar Chavez Street); affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

05/19/15; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCE**150482 [Settlement of Lawsuit - Dana Kess - \$96,000]**

Ordinance authorizing settlement of the lawsuit filed by Dana Kess against the City and County of San Francisco for \$96,000; the lawsuit was filed on August 29, 2013, in California Superior Court, San Francisco Branch, Case No. CGC-13-531728, entitled Dana Kess v. Department of Recreation and Parks, City and County of San Francisco. (City Attorney)

05/07/15; RECEIVED FROM DEPARTMENT.

05/19/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS**150483 [Host Site Agreement - 2020 PGA Championship - PGA Tournament Corporation, Inc. - Minimum Site Fee of Not Less Than \$2,000,000]**

Resolution approving and authorizing the execution of a Host Site Agreement with PGA Tournament Corporation, Inc. for the use of TPC Harding Park Golf Course for the 2020 PGA Championship for a site fee of not less than \$2,000,000. (Recreation and Park Department) (Fiscal Impact)

05/08/15; RECEIVED FROM DEPARTMENT.

05/19/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150484 [Extension Agreement - Long Term Energy Sales - Modesto Irrigation District]

Resolution approving an Extension Agreement between the City and County of San Francisco, acting by and through its Public Utilities Commission, and the Modesto Irrigation District, to extend the term of the existing Long Term Energy Sales Agreement to the earlier of the approval of a replacement agreement by both parties, or June 30, 2016. (Public Utilities Commission)

05/11/15; RECEIVED FROM DEPARTMENT.

05/19/15; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

150486 [Extension Agreement - Long Term Power Sales - Turlock Irrigation District]

Resolution approving an Extension Agreement between the City and County of San Francisco, acting by and through its Public Utilities Commission, and the Turlock Irrigation District, to extend the term of the existing Long Term Power Sales Agreement to the earlier of the approval of a replacement agreement by both parties, or June 30, 2016. (Public Utilities Commission)

05/11/15; RECEIVED FROM DEPARTMENT.

05/19/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:26 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 7, 2015.

Angela Calvillo, Clerk of the Board

